



Township of Middletown, County of Monmouth, NJ

Town Hall, One Kings Highway, Middletown, NJ 07748

Townclerk@middletownnj.org or 732-615-2014

JANUARY 1, 2017 ANNUAL ORGANIZATION MEETING

1. SWEARING IN OF COMMITTEE MEMBER - GERARD P. SCHARFENBERGER, PH.D
2. SWEARING IN OF COMMITTEE MEMBER - KEVIN M SETTEMBRINO
3. MEETING OPENS AT 11 AM - MEETING STATEMENT READ
The notice requirements provided for in the Open Public Meetings Act have been satisfied. Notice of this meeting was properly given by transmission to The Star Ledger, The Independent, and Two River Times and by posting at the Middletown Township Municipal Building and filing with the Township Clerk all on January 7, 2016.
4. ROLL CALL
Committeeman Fiore X Committeeman Massell X
Committeewoman Murray X Committeeman Scharfenberger X
Committeeman Settembrino X
5. PLEDGE OF ALLEGIANCE AND INVOCATION
Moment of Silence to Honor the Troops Serving World Wide Defending our Freedoms, Constitutions, and Way of Life
6. PRESENTATION OF 2016 MAYORS OUTGOING ADDRESS
7. APPOINTMENT OF TOWNSHIP ATTORNEY AND GENERAL SPECIAL COUNSEL
 - a. 17-01 Resolution Appointing Township Attorney
Documents:
[17-01 RESOLUTION APPOINTING TOWNSHIP ATTORNEY.PDF](#)
 - b. 17-02 Resolution Appointing General Special Counsel
Documents:
[17-02 RESOLUTION APPOINTING GENERAL SPECIAL COUNSEL.PDF](#)
8. ELECTION OF MAYOR AND ADMINISTRATION OF OATH
9. ELECTION OF DEPUTY MAYOR AND ADMINISTRATION OF OATH
10. PRESENTATION OF MAYOR'S ADDRESS FOR 2017

11. PRESENTATION OF DEPUTY MAYOR'S ADDRESS FOR 2017
12. 5 Minute Recess
13. SWEARING IN OF MIDDLETOWN TOWNSHIP FIRE DEPARTMENT OFFICERS
14. SWEARING IN OF MIDDLETOWN TOWNSHIP EMERGENCY MEDICAL SERVICES DEPARTMENT
15. INTRODUCTION OF PROPOSED ORDINANCES
 - a. 2017-3185 Ordinance Adopting A Codification And Revision Of The Ordinances Of The Township Of Middletown, County Of Monmouth, State Of New Jersey; Providing For The Maintenance Of Said Code; Repealing And Saving From Repeal Certain Ordinances Not Included Therein; Establishing A Penalty For Altering Or Tampering With The Code; And Making Certain Changes In Previously Adopted Ordinances
 - b. 2017-3186 2017 Salary Ordinance
16. CONSENT AGENDA
 - a. 17-03 Resolution Appointing Fire Department Officers

Documents:

[17-03 RESOLUTION FIRE DEPARTMENT OFFICERS.PDF](#)
 - b. 17-04 Resolution Appointing EMS Department Officers

Documents:

[17-04 RESOLUTION EMS DEPARTMENT OFFICERS.PDF](#)
 - c. 17-05 Resolution Appointing Municipal Court Judges

Documents:

[17-05 RESOLUTION FOR MUNICIPAL COURT JUDGES.PDF](#)
 - d. 17-06 Resolution Appointing Prosecutors

Documents:

[17-06 RESOLUTION APPOINTING PROSECUTOR.PDF](#)
 - e. 17-07 Resolution Appointing Municipal Public Defender

Documents:

[17-07 RESOLUTION APPOINTING MUNICIPAL PUBLIC DEFENDER.PDF](#)
 - f. 17-08 Resolution Appointing Members To The Clean Communities Advisory Board

Documents:

[17-08 RESOLUTION CLEAN COMMUNITIES ADVISORY BOARD.PDF](#)
 - g. 17-09 Resolution Appointing Members To The Community Affairs Council

Documents:

[17-09 RESOLUTION COMMUNITY AFFAIRS.PDF](#)

- h. 17-10 Resolution Appointing Members To The Economic Development Committee

Documents:

[17-10 RESOLUTION ECONOMIC DEVELOPMENT COMMITTEE.PDF](#)

- i. 17-11 Resolution Appointing Members To The Environmental Commission

Documents:

[17-11 RESOLUTION ENVIRONMENTAL COMMISSION.PDF](#)

- j. 17-12 Resolution Appointing Members To The Green Team Advisory Committee

Documents:

[17-12 RESOLUTION GREEN TEAM ADVISORY COMMITTEE.PDF](#)

- k. 17-13 Resolution Appointing Members To The Historic Preservation Commission

Documents:

[17-13 RESOLUTION HISTORIC PRESERVATION COMMITTEE.PDF](#)

- l. 17-14 Resolution Appointing Members To The Joint Shared Services Committee

Documents:

[17-14 RESOLUTION JOINT SHARED SERVICES COMMITTEE - COPY.PDF](#)

- m. 17-15 Resolution Appointing Members To The Landmarks Commission

Documents:

[17-15 RESOLUTION LANDMARKS COMMISSION.PDF](#)

- n. 17-16 Resolution Appointing Members To The Library Board Of Trustees

Documents:

[17-16 RESOLUTION LIBRARY BOARD.PDF](#)

- o. 17-17 Resolution Appointing Members To The Lincroft Senior Citizen Housing Corp.

Documents:

[17-17 RESOLUTION LINCROFT SENIOR HOUSING CORP REV.PDF](#)

- p. 17-18 Resolution Appointing Members To The Local Assistance Board

Documents:

[17-18 RESOLUTION LOCAL ASSISTANCE BOARD.PDF](#)

- q. 17-19 Resolution Appointing Member To The Middletown Arts Council

Documents:

[17-19 RESOLUTION MIDDLETOWN ARTS COUNCIL.PDF](#)

- r. 17-20 Resolution Appointing Members To The Middletown Housing Authority

Documents:

[17-20 RESOLUTION MIDDLETOWN HOUSING AUTHORITY.PDF](#)

- s. 17-21 Resolution Appointing Members To The Municipal Alliance To Prevent Alcoholism And Drug Abuse

Documents:

[17-21 RESOLUTION MUNICIPAL ALLIANCE DRUG AND ALCOHOL PREVENTION.PDF](#)

- t. 17-22 Resolution Appointing Members To The Open Space Preservation Committee

Documents:

[17-22 RESOLUTION OPEN SPACE COMMITTEE.PDF](#)

- u. 17-23 Resolution Appointing Members To The Planning Board

Documents:

[17-23 RESOLUTION PLANNING BOARD.PDF](#)

- v. 17-24 Resolution Appointing Members To Poricy Park Conservancy

Documents:

[17-24 RESOLUTION PORICY PARK CONSERVANCY.PDF](#)

- w. 17-25 Resolution Appointing Member To The Recreation Advisory Committee

Documents:

[17-25 RESOLUTION RECREATION ADVISORY BOARD.PDF](#)

- x. 17-26 Resolution Appointing Members To The Safety Council

Documents:

[17-26 RESOLUTION SAFETY COUNCIL.PDF](#)

- y. 17-27 Resolution Appointing Members To The Sewerage Authority

Documents:

[17-27 RESOLUTION SEWERAGE AUTHORITY.PDF](#)

z. 17-28 Resolution Appointing Members To The Veteran's Affairs Committee

Documents:

[17-28 RESOLUTION VETERANS AFFAIRS COMMITTEE.PDF](#)

aa. 17-29 Resolution Appointing Members To The Volunteer Corps Advisory Committee

Documents:

[17-29 RESOLUTION VOLUNTEER CORP.PDF](#)

bb. 17-30 Resolution Appointing Members To The Middletown Youth Athletics Advisory Board

Documents:

[17-30 RESOLUTION AUTHORIZING APPOINTMENT OF POLICE CHAPLAINS.PDF](#)

cc. 17-31 Resolution Appointing Members To The Zoning Board Of Adjustment

Documents:

[17-31 RESOLUTION ZONING BOARD OF ADJUSTMENT.PDF](#)

dd. 17-32 Resolution Appointing Police Chaplains

Documents:

[17-32 RESOLUTION POLICE CHAPLAINS.PDF](#)

ee. 17-33 Resolution Appointing Police Physicians

Documents:

[17-33 RESOLUTION POLICE PHYSICIANS.PDF](#)

ff. 17-34 Resolution Appointing Special Law Enforcement Officers Class I, II And Special Crossing Guards

Documents:

[17-34 RESOLUTION SPECIAL LAW ENFORCEMENT OFFICERS AND CROSSING GUARDS.DOC](#)

gg. 17-35 Resolution Appointing Township Auditor

Documents:

[17-35 RESOLUTION APPOINTING TOWNSHIP AUDITOR.PDF](#)

hh. 17-36 Resolution Appointing Township Architect Of Record

Documents:

[17-36 RESOLUTION APPOINTING ARCHITECT OF RECORD.PDF](#)

ii. 17-37 Resolution Appointing Bond Counsel

Documents:

[17-37 RESOLUTION APPOINTING BOND COUNSEL.PDF](#)

jj. 17-38 Resolution Appointing Conflict Counsel

Documents:

[17-38 RESOLUTION APPOINTING SPECIAL CONFLICTS COUNSEL.PDF](#)

kk. 17-39 Resolution Appointing Township Consulting Engineers

Documents:

[17-39 RESOLUTION APPOINTING CONSULTING ENGINEERS.PDF](#)

ll. 17-40 Resolution Appointing Counsel For Worker's Compensation

Documents:

[17-40 RESOLUTION APPOINTING WORKERS COMPENSATION
COUNSEL.PDF](#)

mm. 17-41 Resolution Appointing Special Counsel For Tax Appeal Matters

Documents:

[17-41 RESOLUTION APPOINTING TAX APPEALS COUNSEL.PDF](#)

nn. 17-42 Resolution Appointing Special Labor Counsel

Documents:

[17-42 RESOLUTION AWARDING CONTRACT FOR SPECIAL LABOR
COUNSEL.PDF](#)

oo. 17-43 Resolution Appointing Employee Assistance Program Service Provider

Documents:

[17-43 RESOLUTION AWARDING CONTRACT FOR EMPLOYEE
ASSISTANCE PROVIDER.PDF](#)

pp. 17-44 Resolution Appointing Risk Management Consultant

Documents:

[17-44 RESOLUTION APPOINTING RISK MANAGEMENT CONSULTANT.PDF](#)

qq. 17-45 Resolution Appointing Special Counsel For MCRP

Documents:

[17-45 RESOLUTION APPOINTING SPECIAL LEGAL COUNSEL FOR
MONMOUTH COUNTY RELIABILITY PROJECT.PDF](#)

rr. 17-46 Resolution Appointing Expert In The Matter Of MCRP

Documents:

[17-46 RESOLUTION APPOINTING EXPERT IN THE MATTER OF JCP AND L
RELIABILITY PROJECT.PDF](#)

ss. 17-47 Appointment Of Official Depositories

Documents:

[2017 RESOLUTION BANK OFFICIAL DEPOSITORIES.PDF](#)

tt. 17-48 Resolution Establishing Official Newspapers

Documents:

[17-48 RESOLUTION NEWSPAPERS.PDF](#)

uu. 17-49 Resolution Appointing Official Searcher

Documents:

[17-49 RESOLUTION OFFICIAL SEARCHER.PDF](#)

w. 17-50 Appointment Of Tax Searcher

Documents:

[17-50 RESOLUTION TAX SEARCHER.PDF](#)

ww. 17-51 Resolution Approving The Annual Meeting Notice

Documents:

[17-51 RESOLUTION ANNUAL NOTICE.PDF](#)

xx. 17-52 Resolution Authorizing Deputy Mayor To Solemnize Marriages

Documents:

[17-52 RESOLUTION AUTHORIZING DEPUTY MAYOR TO SOLEMNIZE
MARRIAGE OR CIVIL UNION CEREMONIES.PDF](#)

yy. 17-53 Resolution Establishing Roberts Rules Of Order For Conduct Of Business For The
Township Committee

Documents:

[17-53 RESOLUTION PARLIAMENTARY PROCEDURE.PDF](#)

zz. 17-54 Resolution Establishing Standing Rules For Township Meetings

Documents:

[17-54 RESOLUTION STANDING RULES.PDF](#)

aaa. 17-55 Resolution Authorizing A Temporary Budget For 2017

Documents:

[2017 1.1.17 BUDGET TEMPORARY APPROPRIATIONS RESOLUTION.PDF](#)

bbb. 17-56 Resolution Authorizing Contract For Dental Administrative And Network Services

Documents:

[17-56 RESOLUTION AWARDING CONTRACT FOR DENTAL
ADMINISTRATIVE AND NETWORK SERVICES.PDF](#)

ccc. 17-57 Resolution Authorizing Contract For Prescription Administration Services

Documents:

[17-57 RESOLUTION AWARDING CONTRACT FOR PRESCRIPTION
ADMINISTRATION SERVICES.PDF](#)

ddd. 17-58 Resolution Awarding Contract For Third Party Healthcare Claims Services

Documents:

[17-58 RESOLUTION AWARDING CONTRACT FOR THIRD PARTY HEALTH
CARE CLAIMS SERVICES.PDF](#)

eee. 17-59 Resolution Authorizing Contract For Third Party Workers Compensation Claims

Documents:

[17-59 RESOLUTION AWARDING CONTRACT FOR THIRD PARTY
WORKERS COMP, AUTO AND GENERAL LIABILILTY CLAIMS.PDF](#)

fff. 17-60 Resolution Authorizing Contract For Insurance Coverage For Fire And First Aid
Squad Members

Documents:

[17-60 RESOLUTION AWARDING CONTRACT FOR INSURANCE COVERAGE
FOR FIRE AND FIRST AID SQUAD MEMBERS.PDF](#)

ggg. 17-61 Resolution Authorizing Mayor To Execute Cancellations Of Municipal Tax Sale
Certificate

Documents:

[2017 RESOLUTION CANCELLATION OF MUNICIPAL TAX SALE
CERTIFICATES.PDF](#)

hhh. 17-62 Resolution Authorizing Accelerated Tax Sale

Documents:

[2017 RESOLUTION AUTHORIZING ACCELERATED TAX SALE.PDF](#)

iii. 17-63 Resolution Setting Grace Period And Interest Rates For Taxes CY 2017

Documents:

[2017 RESOLUTION SETTING GRACE PERIOD AND INTEREST RATES FOR TAXES FOR CY 2017.PDF](#)

jjj. 17-64 Resolution Appointing Solid Waste Recycling Consultant

Documents:

[17-64 RESOLUTION RECYCLING CONSULTANT.PDF](#)

kkk. 17-65 Resolution Authorizing Appointment Of Alternate Prosecutors

Documents:

[17-65 RESOLUTION AUTHORIZING ALTERNATE MUNICIPAL PROSECUTORS.PDF](#)

III. 17-66 Resolution To Rescind Resolution 2016-283 And Replace With Resolution To Cancel Capital Appropriation Balance

Documents:

[2017 RESOLUTION TO RESCIND RES 16-283 AND REPLACE WITH RESOLUTION TO CANCEL CAPITAL APPROPRIATION BALANCE OF THE PROJECT LISTED BELOW.PDF](#)

17. 5 Minute Recess

18. SWEARING IN OF NEW APPOINTMENTS

19. TOWNSHIP COMMITTEE COMMENTS

20. PUBLIC COMMENTS

21. ADJOURNMENT

ORDINANCE NO. 2017-3185

**TOWNSHIP OF MIDDLETOWN
COUNTY OF MONMOUTH**

AN ORDINANCE ADOPTING A CODIFICATION AND REVISION OF THE ORDINANCES OF THE TOWNSHIP OF MIDDLETOWN, COUNTY OF MONMOUTH, STATE OF NEW JERSEY; PROVIDING FOR THE MAINTENANCE OF SAID CODE; REPEALING AND SAVING FROM REPEAL CERTAIN ORDINANCES NOT INCLUDED THEREIN; ESTABLISHING A PENALTY FOR ALTERING OR TAMPERING WITH THE CODE; AND MAKING CERTAIN CHANGES IN PREVIOUSLY ADOPTED ORDINANCES

Be it ordained and enacted by the Township Committee of the Township of Middletown, County of Monmouth, State of New Jersey, as follows:

§ 1-5. Adoption of Code.

Pursuant to N.J.S.A. 40:49-4, the ordinances of the Township of Middletown of a general and permanent nature adopted by the Township Committee of the Township of Middletown, as revised, codified and consolidated into chapters and sections by General Code, and consisting of Chapters 1 through 540, together with an Appendix, are hereby approved, adopted, ordained and enacted as the "Code of the Township of Middletown," hereinafter known and referred to as the "Code."

§ 1-6. Code supersedes prior ordinances.

This ordinance and the Code shall supersede all other general and permanent ordinances enacted prior to the enactment of this Code, except such ordinances as are hereinafter expressly saved from repeal or continued in force.

§ 1-7. When effective.

This ordinance shall take effect immediately upon passage and publication according to law.

§ 1-8. Copy of Code on file.

A copy of the Code in loose-leaf form has been filed in the office of the Township Clerk and shall remain there for use and examination by the public until final action is taken on this ordinance; and, if this ordinance shall be adopted, such copy shall be certified to by the Clerk of the Township of Middletown by impressing thereon the Seal of the Township, as provided by law, and such certified copy shall remain on file in the office of the Clerk of the Township, to be made available to persons desiring to examine the same during all times while said Code is in effect.

§ 1-9. Amendments to Code.

Any and all additions, amendments or supplements to the Code, when passed and adopted in such form as to indicate the intent of the governing body to make them a part thereof, shall be deemed to be incorporated into such Code so that reference to the "Code of the Township of Middletown" shall be understood and intended to include such additions and amendments. Whenever such additions, amendments or supplements to the Code shall be adopted, they shall thereafter be printed and, as provided hereunder, inserted in the loose-leaf book containing said Code as amendments and supplements thereto.

§ 1-10. Publication; filing.

The Clerk of the Township of Middletown, pursuant to law, shall cause this Adopting Ordinance to be published, in the manner required, in a newspaper of general circulation in the Township. Sufficient copies of the Code shall be maintained in the office of the Clerk for inspection by the public at all times during regular office hours. The enactment and publication of this Adopting Ordinance, coupled with availability of copies of the Code for inspection by the public, shall be deemed, held and considered to be due and legal publication of all provisions of the Code for all purposes.

§ 1-11. Code book to be kept up-to-date.

It shall be the duty of the Clerk or someone authorized and directed by the Clerk to keep up-to-date the certified copy of the book containing the Code required to be filed in his or her office for the use of the public. All changes in said Code and all ordinances adopted subsequent to the effective date of this codification which shall be adopted specifically as part of the Code shall, when finally adopted, be included therein by reference until such changes or new ordinances are printed as supplements to said Code book, at which time such supplements shall be inserted therein.

§ 1-12. Sale of Code book.

Copies of the Code, or any chapter or portion of it, may be purchased from the Clerk, or an authorized agent of the Clerk, upon the payment of a fee authorized by the Township. The Clerk shall also arrange for procedures for the periodic supplementation of the Code.

§ 1-13. Altering or tampering with Code; penalties for violation.

It shall be unlawful for anyone to improperly change or amend, by additions or deletions, any part or portion of the Code or to alter or tamper with such Code in any manner whatsoever which will cause the law of the Township of Middletown to be misrepresented thereby. Anyone violating this section or any part of this ordinance shall be subject, upon conviction, to one or more of the following: a fine of not more than \$2,000, imprisonment for not more than 90 days or a period of community service not exceeding 90 days, in the discretion of the Judge imposing the same.

§ 1-14. Severability of Code provisions.

Each section of the Code and every part of each section is an independent section or part of a section, and the holding of any section or a part thereof to be unconstitutional, void or ineffective for any cause shall not be deemed to affect the validity or constitutionality of any other sections or parts thereof.

§ 1-15. Severability of ordinance provisions.

Each section of this ordinance is an independent section, and the holding of any section or part thereof to be unconstitutional, void or ineffective for any cause shall not be deemed to affect the validity or constitutionality of any other sections or parts thereof.

§ 1-16. Inconsistent ordinances repealed.

- A. Except as provided in § 1-17, Ordinances saved from repeal, below, all ordinances or parts of ordinances inconsistent with the provisions contained in the Code adopted by this ordinance are hereby repealed; provided, however, that such repeal shall only be to the extent of such inconsistency, and any valid legislation of the Township of Middletown which is not in conflict with the provisions of the Code shall be deemed to remain in full force and effect.
- B. Repeal of specific ordinances. The Township Committee of the Township of Middletown has determined that the following former chapters of the 1996 Code are no longer in effect and hereby specifically repeals the following:
 - (1) Former Chapter 110, Disorderly Conduct.
 - (2) Former Chapter 142, Games of Chance.
 - (3) Former Chapter 179, Motels.
 - (4) Former Chapter 234, Streets and Sidewalks, Article II, Sprinkling and Oiling.

§ 1-17. Ordinances saved from repeal.

The adoption of this Code and the repeal of ordinances provided for in § 1-16 of this ordinance shall not affect the following ordinances, rights and obligations, which are hereby expressly saved from repeal:

- A. Any ordinance adopted subsequent to September 9, 2016.
- B. Any right or liability established, accrued or incurred under any legislative provision prior to the effective date of this ordinance or any action or proceeding brought for the enforcement of such right or liability.
- C. Any offense or act committed or done before the effective date of this ordinance in violation of any legislative provision or any penalty, punishment or forfeiture which may result therefrom.

- D. Any prosecution, indictment, action, suit or other proceeding pending or any judgment rendered, prior to the effective date of this ordinance, brought pursuant to any legislative provision.
- E. Any franchise, license, right, easement or privilege heretofore granted or conferred.
- F. Any ordinance providing for the laying out, opening, altering, widening, relocating, straightening, establishing of grade, changing of name, improvement, acceptance or vacation of any right-of-way, easement, street, road, highway, park or other public place or any portion thereof.
- G. Any ordinance or resolution appropriating money or transferring funds, promising or guaranteeing the payment of money or authorizing the issuance and delivery of any bond or other instruments or evidence of the Township's indebtedness.
- H. Ordinances authorizing the purchase, sale, lease or transfer of property or any lawful contract, agreement or obligation.
- I. The levy or imposition of taxes, assessments or charges or the approval of the municipal budget.
- J. The dedication of property or approval of preliminary or final subdivision plats.
- K. All currently effective ordinances pertaining to the rate and manner of payment of salaries and compensation of officers and employees.
- L. Any ordinance adopting or amending the Zoning Map.
- M. Any ordinance relating to or establishing a pension plan or pension fund for municipal employees.

§ 1-18. Changes in previously adopted ordinances.

- A. In compiling and preparing the ordinances for adoption and revision as part of the Code pursuant to N.J.S.A. 40:49-4, certain grammatical changes and other minor changes were made in one or more of said ordinances. It is the intention of the Township Committee that all such changes be adopted as part of the Code as if the ordinances so changed had been previously formally amended to read as such.
 - (1) "Department of Public Works" and "Department of Parks" are changed to "Department of Public Works, Parks and Engineering."
 - (2) "Department of Parks, Recreation and Cultural Affairs" and "Department of Parks and Recreation" are changed to "Department of Recreation."
 - (3) "Department of Health" and "Health Department" are changed to "Department of Health and Social Services."
 - (4) Chapter 341 is amended to change instances of "Health Department" to "Construction Official."

- B. In addition, the changes, amendments or revisions as set forth in Schedule A attached hereto and made a part hereof are made herewith, to become effective upon the effective date of this ordinance. (Chapter and section number references are to the ordinances as they have been renumbered and appear in the Code.)

INTRODUCED:

ADOPTED:

Attest:

TOWNSHIP OF MIDDLETOWN

Heidi R. Brunt
Township Clerk

BY: _____
Gerard P. Scharfenberger
Mayor

C E R T I F I C A T I O N
TOWNSHIP OF MIDDLETOWN

Office of the Township Clerk

I, **Heidi R. Brunt**, Township Clerk of the Township of Middletown, New Jersey, hereby certify that the chapters contained in these volumes are based upon the original legislation of a general and permanent nature of the Township Committee of the Township of Middletown, and that said legislation, as revised and codified, renumbered as to sections and rearranged into chapters, constitutes the Code of the Township of Middletown, County of Monmouth, State of New Jersey, as adopted by ordinance of the Township Committee on _____, _____.

Given under my hand and the Seal of the Township of Middletown, County of Monmouth, State of New Jersey, this _____ day of _____, at the municipal offices of the Township of Middletown.

s/Heidi R. Brunt

Township Clerk

**Township of Middletown
Code Adoption 2016**

**Schedule A
Specific Revisions at Time of Adoption of Code**

Chapter 7, Administration of Government.

- A. Section 7-40B is amended to change “Superintendent of Public Works” to “Director of Public Works.”
- B. Section 7-47C is amended to delete the second instance of “backstops.”
- C. Section 7-69 is amended to change “Chief Combustibles Inspector” to “Fire Official.”

Chapter 27, Court, Municipal.

Section 27-7. Subsection C is amended so that Subsection C(1) and (2) are combined to read: (1) The payment to the Public Defender shall be paid by annual salary fixed by the Township Committee per annual Salary Ordinance.

Chapter 37, Emergency Medical Services.

Section 37-10 is amended to delete references to the members of the Fire Department.

Chapter 41, Fire Department.

- A. Section 41-2 is amended to read: “The Middletown Township Volunteer Fire Department, hereinafter referred to as the "Township Fire Department," the "Fire Department" or the "Department," shall be continued as provided for within this chapter, the principal officer of which shall be the Fire Chief.”
- B. Section 41-14 is amended to read: “The current application for joining the Fire Department is available from the Township offices.”
- C. Sections 41-17B and 41-26B are amended to remove the penalty and insert a reference to § 1-4, to read: *“Any person who violates the provisions of this section shall, upon conviction thereof, be ~~punished by a fine not to exceed \$1,000 or by imprisonment for a term not exceeding 90 days or by a period of community service not to exceed 90 days, or any combination thereof~~ subject to the penalties in Chapter 1, General Provisions, § 1-4, of the Township Code.”*
- D. Section 41-38 is amended to delete references to the First Aid Squad.

Chapter 84, Police Department.

Article II, Police Firing Range.

Section 84-12 is amended to remove the fee amounts and indicate that related fees are located in Chapter 240, Fees.

Chapter 130, Alcoholic Beverages.

Original Section 65-17, Provision of parking space required, and Section 65-18, Sales on credit; sales to certain persons prohibited, are repealed.

Chapter 137, Animals.

Article I, Cats and Dogs.

- A. Section 137-1 is amended to repeal the definition of “curbed.”
- B. Section 137-5.
 - (1) Subsection B is amended to read:
 - B. *Any person who shall bring or cause to be brought into the Township any dog or cat licensed in another state for the current year, and bearing a registration tag, and shall keep the same or permit the same to be kept within the Township for a period of more than 90 days shall immediately apply for a license and registration tag for each such dog or cat unless the license is not required under § 137-9.*
 - (2) Subsection C is added:
 - C. *Any person who shall bring or cause to be brought into the Township any unlicensed dog or cat and shall keep the same or permit the same to be kept within the Township for a period of more than 10 days shall immediately apply for a license and registration tag for each such dog or cat unless the license is not required under § 137-9.*
- C. Section § 137-6B is amended to remove “cat or.”
- D. Original § 68-16, Canvass of dogs; report, is repealed.
- E. Original § 68-17, Subsections C and D, regarding soiling or defiling, and injury or damage, respectively, are repealed.

Chapter 191, Clothing Donation Bins.

Section 191-3 is amended to delete the fee amount and insert a reference to Chapter 240, Fees.

Chapter 198, Construction Codes, Uniform.

Section 198-1A is amended to change “Department of Codes Administration” to “Department of Building and Inspections.”

Chapter 240, Fees.

- A. Section 240-1.
 - (1) Subsection A(1) is amended to change the fee to \$2,280.
 - (2) Subsection A(4) is amended to change the fee to \$1,658.
- B. Section 240-2.
 - (1) Subsection A(3) is amended to read:
 - (3) *Annual kennel license.*
 - (a) *For a kennel providing accommodations for 10 or fewer dogs:*
\$10.
 - (b) *For a kennel providing accommodations for more than 10 dogs:*
\$25.
 - (2) Subsection A(4) is amended to change the fee amount to \$10.
- C. Section 240-4A is amended to change “Inspections Department” to “Department of Building and Inspections.”
- D. Section 240-5 is added:

§ 240-5. Clothing donation bins.

Pursuant to Chapter 191, Clothing Donation Bins, of the Code of the Township of Middletown, the following fees are hereby established:

- A. The annual permit fee is \$25 per bin.

- E. Section 240-7 is added:

§ 240-7. Filming.

Pursuant to Chapter 245, Filming, of the Code of the Township of Middletown, the following fees are hereby established:

- A. Basic filming permit: \$100.
- B. Expedited permit: \$250.
- C. Daily filming fee in addition to basic filming permit: \$150 per day.
- D. Daily filming fee for filming a major motion picture: \$500 per day.
- E. Filming permit for nonprofit applicants filming for educational purposes: no fee.
- F. Overnight parking/use of Township lot: at actual cost determined by Township.
- G. Police/fire protection: at actual cost determined by Township.
- H. Use of Township buildings or public parks: \$500 per day.

- F. Section 240-8A is amended to change Section 5:18-2.8(c) of the NJUFC to N.J.A.C. 5:70.
- G. Original Section 127-12, Parks, tennis courts and recreational areas, is repealed.
- H. Section 240-15A(2) is amended to change “permit” to “license.”
- I. Section 240-23.
 - (1) Subsection B(2) is amended to provide per-page fees of \$0.05 per letter size page or smaller, and \$0.07 per legal size page or larger.
 - (2) Subsection H, Police firing range, is added, as follows:
 - H. Police firing range.*
 - (1) Application, annual fee: \$750.*
 - (2) Daily usage fee: \$125.*

Chapter 245, Filming.

- A. Section 245-10 is amended to delete the fees and insert a reference to Chapter 240, Fees.
- B. Section 245-11 is amended to read: “Where the owner of the premises is not the applicant for a permit required by this chapter, both the owner and the applicant shall each be liable for violations hereof. Any person violating this chapter or these rules and regulations, upon conviction thereof, shall be subject to the penalties set forth in Chapter 1, General Provisions, § 1-4 of the Code of the Township of Middletown.”

Chapter 254, Fire Prevention.**Article I, Enforcement and Fire Safety.**

- A. Original Section 132-7, Municipal claims for insurance payments, is repealed.
- B. Section 254-12B(2) is amended to remove the fines and include a reference to the penalty in § 1-4.

Chapter 265, Food and Food Establishments.**Article I, Licensing of Food Establishments.**

- A. Section 265-1 is amended to change “Chapter XII, Retail Food Establishment Code” to *N.J.A.C. 8:24, Sanitation in Retail Food Establishments and Food and Beverage Vending Machines*, and references to 1993 are deleted.
- B. Section 265-3 is amended to remove the fines and insert a reference to the penalty in § 1-4 of the Code.

- C. Section 265-9 is amended to remove the fines and add a reference to the penalty in § 1-4.

Article II, Food and Beverage Vending Machines.

Sections 265-4 and 265-7 are amended to change “Chapter XII, Retail Food Establishment Code” to *N.J.A.C. 8:24, Sanitation in Retail Food Establishments and Food and Beverage Vending Machines*, and references to 1993 are deleted.

Chapter 294, Housing.

Article II, Emergency Living Quarters.

Section 294-6 is amended to change “for a period not to exceed 90 days” to “for a period as determined by the Construction Official.”

Chapter 341, Nuisances.

Section 341-11 is amended to remove the fines and include a reference to the penalty in § 1-4.

Chapter 355, Parks and Recreation Areas.

- A. Section 355-1B is amended to read: “Facility permit required. Refer to § 240-25 for facility permit provisions.”
- B. Sections 355-2H and 355-7K are amended to change “N.J.S.A. 2A:170-1 et seq.” to “N.J.S.A. 2C:33-1 et seq.”

Chapter 395, Sewage Disposal Systems, Individual.

Section 395-9A is amended to remove the fines and include a reference to the penalty in § 1-4.

Chapter 404, Smoking and Tobacco Products.

Article I, Cigarette Vending Machines and Sale of Rolling Papers.

Sections 404-2 and 404-3 are amended to change “18 years” to “19 years.”

Article II, Storage and Display of Tobacco Products.

Section 404-7 is amended to remove the fines and include a reference to the penalty in § 1-4.

Article III, Smoking on Municipal Grounds.

Section 404-12B is amended to remove the fines and include a reference to the penalty in § 1-4.

Chapter 415, Solid Waste.

Article I, Recycling.

Section 415-8A is amended to remove the fines and include a reference to the penalty in § 1-4.

Article III, Brush, Leaves and Tree Cuttings.

- A. Sections 415-14A(1) and 415-15A are amended to change “permit” to “license.”
- B. Section 415-14A(4) is amended to delete the fee amount and insert a reference to Chapter 240, Fees.

Chapter 423, Stormwater Regulations.**Article I, Yard Waste Collection Program.**

Section 423-5 is amended to remove the fine and insert a reference to the penalty in § 1-4 of the Code.

Article IV, Litter Control.

Section 423-21 is amended to remove the fine and insert a reference to the penalty in § 1-4 of the Code.

Article V, Pet Waste Disposal.

- A. Section 423-26 is amended to change “local Board of Health” to “Department of Health and Social Services.”
- B. Section 423-27 is amended to remove the fine and insert a reference to the penalty in § 1-4 of the Code.

Article VI, Wildlife Feeding.

Section 423-32 is amended to remove the fine and insert a reference to the penalty in § 1-4 of the Code.

Chapter 428, Streets and Sidewalks.**Article II, Trimming of Plant Life Near Intersections.**

Section 428-47A is amended to remove the fine and penalty and insert a reference to the penalties in § 1-4 of the Code.

Article VII, Authorized Street Names.

- A. Section 428-56B is amended as follows:
... Names of new streets, or existing streets or lanes not previously named by the Township, shall be determined and assigned by the Construction Official, after consultation with the Township Administrator. Unless otherwise determined by the Township Administrator due to particular circumstances, the name of any new street shall be selected from the ~~designated list of names of military veterans who were born or resided in Middletown and who died in action or during wartime service in the military. The designated list shall be approved, and periodically updated as appropriate, by the Township Committee~~ list of authorized street names set forth in Article VII, Authorized Street Names, of this chapter.
- B. Section 428-61 is amended to remove the fine and insert a reference to the penalty in § 1-4 of the Code.

Chapter 440, Taxation.**Article VI, Hotel and Motel Room Occupancy Tax.**

Section 440-21E is amended to remove the fine and insert a reference to the penalty in § 1-4 of the Code.

Chapter 445, Taxicabs and Limousines.

Section 445-31E is amended to change *N.J.S.A. 48:16-21* to *N.J.S.A. 48:16-17*.

Chapter 453, Towing.

- A. Section 453-7C is amended to change *N.J.S.A. 39:11-1* to *N.J.S.A. 39:1-1*.
- B. Section 453-9 is amended to remove specific penalties and insert a reference to the penalties in § 1-4 of the Code.

Chapter 465, Vehicles and Traffic.

- A. Section 465-75C is amended to delete the following therefrom: “The Township of Middletown will make available the signs for the fee as set forth in Chapter 240, Fees. This does not limit the owners of such buildings to purchase these signs from the Township.”
- B. Section 465-89A is amended to replace the incremental penalties with a reference to § 1-4.
- C. Section 465-94 is amended to replace the incremental penalties with a reference to § 1-4.

Chapter 540, Planning and Development Regulations.

- A. Section 540-203.
 - (1) The definition of “boarding or lodging house” is amended to change “Department of Inspections” to “Department of Building and Inspections.”
 - (2) The definition of “drainage right-of-way” is amended to change the statutory reference to *N.J.S.A. 58:1A-1*.
 - (3) The definition of “erosion and sediment control plan” is amended to change *N.J.S.A. 40:55-120* to *N.J.S.A. 4:24-1 et seq.*
 - (4) The definition of “funeral home or mortuary” is amended to change *N.J.S.A. 27:23-1 et seq.* to *N.J.S.A. 45:7-32 et seq.*
 - (5) The definition of “Planning Board” is amended to change *N.J.S.A. 40:55A-76* to *N.J.S.A. 40:55D-23*.

- (6) The definition of “Uniform Construction Code” is amended to change *N.J.S.A. 40A:12-27* to *N.J.S.A. 52:27D-119 et seq.*
- B. Shade Tree Advisory Committee.
- (1) In § 540-203, the definition of “Shade Tree Advisory Committee” is deleted.
- (2) In §§ 540-302L, 540-302L(3), 540-606B(1), 540-606C(1) and 540-622C(1), references to the “Shade Tree Advisory Committee” are deleted.
- (3) In § 540-618B, “Shade Tree Committee” is deleted.
- (4) In §§ 540-622E(2) and 540-645D, “Shade Tree Advisory Committee” is changed to “Township.”
- (5) Section 540-645A(1) and B(3) is amended to delete the phrase “in consultation with the Shade Tree Advisory Committee.”
- C. Section 540-304A(1)(a) is amended to read: “Filing of an application for subdivision or resubdivision of land, or recording of a deed related to subdivision of land.”
- D. Section 540-340 is amended as follows:
- (1) § 540-301A(1): *Class I. The Mayor or the Mayor’s designee in the absence of the Mayor.*
- (2) § 540-301B(1), first sentence: *The term of the member composing Class I shall correspond to the Mayor’s official tenure or, if the member is the Mayor’s designee in the absence of the Mayor, the designee shall serve at the pleasure of the Mayor during the Mayor’s official term.*
- E. Section 540-404B(1) is amended to change “Board of Health” to “Monmouth County Board of Health.”
- F. Sections 540-407D(10), 540-408C(11), 540-412C(21) and 540-413C(21) are amended to change references to 3 1/2" diskette to “CD or flash drive.”
- G. In §§ 540-422B and 540-645F and H, “*Shade Tree Inspector*” is changed to “*Township Engineer.*” In § 540-645G, “*in consultation with the Shade Tree Inspector*” is deleted.
- H. Section 540-424B(9) and (10) is amended to change “Board of Health” to “Department of Health and Social Services.”

- I. Section 540-522D is amended to change “Direction of Inspections” to “Construction Official” and is further amended to change “for a period not to exceed 120 days” to “for a period as determined by the Construction Official.”
- J. Section 540-530B is amended to delete the reference to Section 16-901.A.6.
- K. Section 540-533 is amended to delete Subsection I, regarding penalties for the section.
- L. Section 540-615G is amended to change N.J.A.C. 7:7D-1.0 et seq. to *N.J.A.C. 7:7-1.1 et seq.*
- M. Section 540-616E is amended as follows: *“All fences must also comply with the provisions of ~~Chapter 8 of the Code of the Township of Middletown~~ the New Jersey Uniform Construction Code except where in conflict with the technical provisions of this section.”*
- N. Section 540-624K(1) is amended to delete the requirements for the R-150 and R-40 Districts.
- O. Section 540-625 is amended to change *N.J.S.A. 46:23-9.N* to *N.J.S.A. 46:26B-1 et seq.*
- P. Section 540-627C is amended as follows: *“...for the physically handicapped shall be 12 feet wide and 18 feet in depth.”*
- Q. Section 540-638, Subsections A and J(4), are amended to change “metal receptacles” to “metal or plastic receptacles with tight-fitting covers.”
- R. Section 540-646B(7) is amended to change “*BOCA National Building Code*” to “*New Jersey Uniform Construction Code.*”
- S. In § 540-650B, “Board of Health” is changed to “Department of Health and Social Services.”
- T. Section 540-823K is amended to change “height” to “sign area.”
- U. Section 540-902C is amended to update the titles of the schedule referenced to the following: “Schedule of Area, Yard and Building Requirements, Single-Family Residential Zones,” “Schedule of Area, Yard and Building Requirements, Multifamily Residence Zones,” “Schedule of Area, Yard and Building Requirements, Nonresidential Zones.”
- V. Section 540-907.
 - (1) Subsection B(12) is amended as follows:

Section 540-641, Street design and construction. ~~Specifically, as required in this section, Section 16-903D;~~ Proposed roadways shall meet any of the following street type requirements from N.J.A.C. 5:21: Residential Access (Type A) - Low-Intensity street with parallel parking, Residential Access (Type C) - High Intensity street with no parking, or Residential Neighborhood.

- (2) Subsection B(13) is amended as follows:

Section 540-410B(20), Boring logs. ~~Section 16-903D is hereby modified~~ For developments of 100 acres or more proposing a minimum of 35% of the total tract area dedicated for municipal purposes, placed in conservation easements and dedicated for right-of-way.

- W. Section 540-944B is amended to delete the phrase “as delineated pursuant to Section 16-901.A.6.”
- X. Schedule of Permitted Uses, Appendix A.
- (1) Districts RTH-5, RTH-6 and RGA-4 are added, all such districts to permit multifamily development [under residential uses].
- (2) For ancillary adult community commercial facilities in the R-1 and R-2 Districts, “P” is changed to “C.”
- Y. Schedules of Area, Yard and Building Requirements, Appendix B.
- (1) *Single-Family Residential Zones.* For the R-O District, the principal building and accessory building front yard minimum is changed from 35 to 25. Note (L) is added for the front yard accessory building.
- (2) *Multifamily Residential Zones.* For the R-2 District, the black box note indicator in the final column is changed to a black circle.
- (3) *Nonresidential Zones.* For the B-1 District, the side yard setback for accessory buildings is changed to “5.”
- (4) For the M-1 Zone, the minimum lot area is changed to 3 acres and the buildable lot area is changed to 2.5 acres.

ORDINANCE NO. 2017-3186

**TOWNSHIP OF MIDDLETOWN
COUNTY OF MONMOUTH**

2017 SALARY ORDINANCE

WHEREAS, pursuant to N.J.S.A. 40A:9-165, the Township must set salaries for non-contractual officers and employees, statutory employees and elected officials not directly subject to duly adopted collective bargaining agreements by separate ordinance; and

WHEREAS, substantial savings have been achieved through the elimination of numerous positions and the entry of numerous shared agreements, therefore, requiring many management and unclassified employees to assume significant additional responsibilities; and

WHEREAS, pursuant to Ordinance No. 2011-3027, the Township Committee reasserted control over the setting of salaries by ordinance rather than the setting of ranges by ordinance with the subsequent passage of resolutions ratifying the Township Administrator's actions in setting specific salaries; and

WHEREAS, the setting of specific salaries by ordinance provides greater public awareness and an opportunity to participate in and understand how and why salaries of public employees are annually set; and

WHEREAS, in 2015, the Township is considering making significant changes to its self-insured health benefits plan structure, or entering the State Health Benefits plan to address escalating out of network expenses.

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Middletown in the County of Monmouth, State of New Jersey, that the Township Committee hereby adopts the following salaries and benefits pursuant to the Township Administrator's recommendations:

SECTION 1.Management/Other Unclassified Position.

Chief of Police	By Contract
Deputy Police Chief 1	\$153,323
Deputy Police Chief 2	\$153,323
Township Administrator	By Contract
Director of Public Works	\$109,289
Asst. Director of Public Works	\$ 91,800
Asst. Director of Public Works	\$ 91,800
Township Engineer	\$ 27,322
Superintendent of Buildings and Grounds	\$ 81,600
Asst. Operations Manager	\$ 56,196
Director of Information Systems	\$116,000
Director of Planning	\$101,490
Asst. Township Administrator	\$100,425
Construction Official	\$110,390
Asst. Director of Finance	\$102,722
Asst. Construction Official	\$ 76,987
Director of Purchasing	\$ 79,560
Court Administrator	\$ 68,000 - 75,400
Emergency Management Coordinator	\$ 13,066
Manager of Division of Health	Vacant
Municipal Recycling Coordinator	Vacant
Tech. Asst. To Const. Official	Vacant
Assistant Tax Assessor	\$ 92,000
Payroll Supervisor	\$ 66,532
Director of Community Development	\$ 83,232
Asst. Planner	\$ 40,000
Asst. Municipal Clerk	\$ 54,252
Asst. to the Mayor	\$ 64,890
Secretary to Department Head	\$ 41,429

Public Information Officer	\$ 62,430
Personnel Technician/EEO Officer	\$ 61,640
Drug Alliance Coordinator	\$ 49,490
Management Specialist (DPW)	Vacant
Assistant Director of MIS	\$ 75,000
Management Specialist (MIS)	\$ 58,396
Computer Opt./Data Processor (Police)	\$ 55,203
Fire Official	\$ 61,057
Director of Cultural Arts Center	\$ 59,525
Director of Recreation	\$ 69,300
Assistant Recreation Director	\$ 46,464
Welfare Director	\$ 47,638
Administrator's Secretary	\$ 49,591
Mayor's Secretary	\$ 32,000
Supervisor of School Crossing Guards	\$ 38,677
Records Management Specialist	\$ 43,045
Affordable Housing Administrator	\$ 7,500
ADA Compliance Officer (Stipend)	\$ 4,000
Qualified Purchasing Agent (Stipend)	\$ 5,000
Certifying Officer (Stipend)	\$ 6,000
Welfare Director (Shared Serv.)	\$ 4,119
Sub-Code Officials (Stipend)	\$ 4,700
Deputy OEM Coordinator (Stipend)	\$ 4,000
Chief Financial Officer (Shared Serv.)	\$ 22,500
Dep. Chief Financial Off (Shared Serv.)	\$ 7,500
Qualified Purchasing Agent (Shared Serv.)	\$ 2,000
Fire Chief (Stipend)	\$ 5,000
1 st Deputy (Stipend)	\$ 4,400
2 nd Deputy (Stipend)	\$ 3,200
3 rd Deputy (Stipend)	\$ 2,700

4 th Deputy (Stipend)	\$ 2,400
Commercial Assessor (Stipend)	\$ 4,000
Fire Chief Clothing Allowance	\$ 700
Fire Department Secretary (Stipend)	\$ 2,200
Fire Prevention Uniform Allowance	\$ 700
Police Auxiliary (Stipend)	\$ 2,550
Registrar	\$ 7,500
Tax Collector (Shared Service)	\$ 12,000

SECTION 2. Statutory Employees (N.J.S.A. 40A:9-165) .

Chief Financial Officer	\$146,086
Tax Assessor	\$121,088
Tax Collector	\$ 92,596
Township Clerk	\$ 96,471

SECTION 3. Officers.

Presiding Judge of Municipal Court	\$ 50,000
Judge of Municipal Court	\$ 30,000
Municipal Prosecutor	\$ 40,000
Deputy Prosecutor	\$ 35,000
Township Attorney	\$ 55,000
Public Defender	\$ 20,000

SECTION 4. Elected Officials.

Township Committee Member	\$ 4,000
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SECTION 5. Other Per Diem Rates.

Planning/Zoning Board Minutes	\$80 per meeting
Back-Up or Conflict Judge	\$500 per day/\$250 half day
Back-Up or Conflict Prosecutor	\$600 per day/\$300 half day
Back-Up or Conflict Public Defender	\$200 per case
Special Session - Judge	\$500 per day/\$250 half day
Special Session - Prosecutor	\$130 per hour
Special Session - Public Defender	\$200 per case

SECTION 6. Non-Contractual Police Management Benefits.

Any persons appointed and serving under the titles of Deputy Chief of Police shall be entitled to and receive the same fringe benefits as set forth under the most recently adopted Superior Officers Association ("SOA") contract, including but not limited to the accrual of vacation and sick time, but shall have no entitlement to overtime or compensatory time. The same health benefits shall also be provided subject to the contribution requirements established pursuant to P.L. 2011, c.78, as required by law when no contract is in place. This Section shall supersede Section 3 of Ordinance No. 2006-2856 and shall be retroactive to the expiration of the same but for the applicability of P.L. 2011, c.78 until its effective date.

SECTION 7. Non-Contractual Employee Health Benefits.

Unless otherwise specified herein, at the Township Committee's discretion, all non-contractual Township employees may be moved to a Point of Service (POS) health plan structure under the Township's self-insured health plan, or to the State Health Benefits Plan.

SECTION 8. Repealer.

All ordinances in conflict with or inconsistent with this ordinance are hereby repealed to the extent of such conflict of inconsistency.

SECTION 9. Effective Date.

This ordinance shall become effective upon adoption and publication in accordance with law with a retroactive effect to January 1, 2017 if necessary.

RESOLUTION NO. 17-01

**TOWNSHIP OF MIDDLETOWN
COUNTY OF MONMOUTH**

RESOLUTION APPOINTING TOWNSHIP ATTORNEY

WHEREAS, pursuant to N.J.S.A. 40A:9-149 and § 4-32A of the Code of the Township of Middletown there exists a need to appoint a qualified individual as Township Attorney to serve as the municipal attorney and designated legal officer for the Township of Middletown; and

WHEREAS, § 4-32B of the Code of the Township of Middletown provides that the Township Attorney shall be compensated pursuant to the Township's applicable salary ordinance to provide representation in routine and reoccurring legal matters as defined pursuant to § 4-32C of the Code of the Township of Middletown; and

WHEREAS, while the Local Public Contracts Law (N.J.S.A. 40A:11-5(1)(a)) does not require competitive bidding for this position it was nevertheless advertised pursuant to the Fair and Open Process (N.J.S.A. 19:44A-20.5) with one submission having been received and considered for the position of Township Attorney; and

WHEREAS, Brian M. Nelson, Esq., has served as Township Attorney since 2009 and the Township Administrator has recommended reappointment for 2017.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Middletown in the County of Monmouth, State of New Jersey that Brian M. Nelson, Esq., 10 Highway 35, Red Bank, New Jersey 07701 is hereby appointed Township Attorney for 2017 to perform the duties prescribed pursuant to § 4-32C of the Code of the Township of Middletown and to be compensated pursuant to the Township's Salary Ordinance.

BE IT FURTHER RESOLVED that notice of this appointment shall be published by the Township Clerk in the Township's official newspaper.

RESOLUTION NO. 17-02

**TOWNSHIP OF MIDDLETOWN
COUNTY OF MONMOUTH**

**RESOLUTION AWARDING PROFESSIONAL SERVICE
CONTRACT FOR GENERAL SPECIAL COUNSEL**

WHEREAS, pursuant to § 4-32E of the Code of the Township of Middletown there exists a need to appoint an individual or law firm to serve as special counsel to the Township of Middletown to handle general litigation, transactions and other legal representation as may be needed; and

WHEREAS, while the Local Public Contracts Law (N.J.S.A. 40A:11-5(1)(a)) does not require competitive bidding for this position it was nevertheless advertised pursuant to the Fair and Open Process (N.J.S.A. 19:44A-20.5) with one bid having been received and considered for the position of General Special Counsel by the Township Committee based upon recommendations provided by the Township Administrator; and

WHEREAS, subject to the certification of availability of funds by the Chief Financial Officer, the law firm of Archer & Greiner PC, 10 Highway 35, Red Bank, New Jersey 07701 has qualified and agreed to handle general litigation, transactions and other legal representation as needed for a flat fee of \$246,000 for 2017, plus a blended rate of \$175.00 per hour for affordable housing matters, both exclusive of fees for witnesses, experts, filing fees, legal research, title work, or other reasonable allowable expenses.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Middletown in the County of Monmouth, State of New Jersey that the law firm of Archer & Greiner PC is hereby awarded a professional service contract for the provision of legal services as General Special Counsel to the Township to handle general litigation, transactions, and provide other legal representation as needed for a flat fee of \$246,000 (exclusive of allowable expenses) for 2017.

BE IT FURTHER RESOLVED that the law firm of Archer & Greiner PC may also charge a blended hourly rate of \$175.00 per hour for affordable housing related matters to be paid from the Township's Affordable Housing Trust Fund in an amount estimated not to exceed \$60,000.00 exclusive of allowable expenses.

BE IT FURTHER RESOLVED that the Mayor and the Clerk are hereby authorized and directed to execute an Agreement for the provision of such professional services, a copy of which shall be maintained by the Clerk and advertised in the Township's official newspaper pursuant to law.

RESOLUTION 17-03

APPOINTMENT OF FIRE DEPARTMENT OFFICERS

BE IT RESOLVED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MIDDLETOWN, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY,
as follows:

1. That the following individuals be and they are hereby appointed or reappointed members of the Fire Department pursuant to the "Code of the Township of Middletown" for a full term of one year commencing January 1, 2017 and terminating December 31, 2017.

FIRE CHIEF:	ANTHONY CITARELLA
DEPUTY CHIEF:	RYAN M. CLARKE
FIRST ASSISTANT:	STEVEN SCHWEITZER
SECOND ASSISTANT:	RUSSELL W. MOUNT, III
THIRD ASSISTANT:	JOHN FRIEDMANN

2. The Township Clerk shall send a certified copy of this resolution to each of the following:
- Each appointee as listed above who shall present themselves before the Township Clerk to take and subscribe to the Oath of Office.
 - Fire Department

MIDDLETOWN TOWNSHIP COMMITTEE

Committee Member	Approved	Opposed	Abstain	Absent
A. Fiore				
S. Massell				
S. Murray				
G. Scharfenberger				
K. Settembrino				

CERTIFICATION

I, Heidi R. Brunt, Township Clerk of the Township of Middletown, hereby certify the foregoing to be a true copy of a resolution adopted by the Middletown Township Committee at their meeting held January 1, 2017.

WITNESS, my hand and the seal of the Township of Middletown this 1st day of January, 2017.

HEIDI R. BRUNT, TOWNSHIP CLERK

RESOLUTION NO. 17-04

**TOWNSHIP OF MIDDLETOWN
COUNTY OF MONMOUTH**

**RESOLUTION APPOINTING MIDDLETOWN EMERGENCY
MEDICAL SERVICES DEPARTMENT OFFICERS**

WHEREAS, pursuant to Chapter 28 of the Code of the Township of Middletown ("the Township"), as amended by Ordinance No. 2015-3147, the Township formed an Emergency Medical Services Department to be charged with providing administrative and operational oversight to the Township's five independent volunteer first aid and rescue squads; and

WHEREAS, pursuant to § 28-3 "[t]he selection of officers and trustees of the EMS Department and their respective terms and conditions to qualify to serve in office shall be determined by the EMS Department's bylaws, which shall be filed with the Township"; and

WHEREAS, the initial appointments having been requested to be made by the governing body of the Township.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Middletown in the County of Monmouth, State of New Jersey that the following officers shall be and are hereby appointed as the officers of the Middletown Emergency Medical Services Department for 2017:

1. Floyd Goldstein, Chief
2. Kim Kraynock, Deputy Chief
3. Tom Stone, Assistant Chief

MIDDLETOWN TOWNSHIP COMMITTEE

Committee Member	Approved	Opposed	Abstain	Absent
A. Fiore				
S. Massell				
S. Murray				
G. Scharfenberger				
K. Settembrino				

CERTIFICATION

I, Heidi R. Brunt, Township Clerk of the Township of Middletown, hereby certify the foregoing to be a true copy of a resolution adopted by the Middletown Township Committee at their meeting held January 1, 2017.

WITNESS, my hand and the seal of the Township of Middletown this 1st day of January, 2016.

HEIDI R. BRUNT, TOWNSHIP CLERK

RESOLUTION NO. 17-05

**TOWNSHIP OF MIDDLETOWN
COUNTY OF MONMOUTH**

**RESOLUTION APPOINTING JUDGES FOR
THE MIDDLETOWN MUNICIPAL COURT**

WHEREAS, pursuant to N.J.S.A. 2B:12-4, the term of the Township's prior municipal court judge expired effective December 31, 2016, therefore, requiring a new appointment for a full three year term; and

WHEREAS, pursuant to N.J.S.A. 2B:12-5(1), the Township sought consent of the Assignment Judge of the Monmouth Vicinage of the New Jersey Superior Court to appoint a second judge to help address the Municipal Court's current backlog and the implementation of the new bail reform law; and

WHEREAS, pursuant to an Order entered on December 28, 2016, the Hon. Lisa P. Thornton, A.J.S.C., has authorized the appointment of a second Judge of the Municipal Court; and

WHEREAS, the Township wishes to appoint James E. Berube, Jr., Esq., who has been serving in an acting capacity the past year, to serve as Presiding Judge of the Municipal Court for a full term pursuant to N.J.S.A. 2B:12-4; and

WHEREAS, the Township wishes to appoint Steven P. Monaghan, Esq. to the second seat to serve as a Judge of the Municipal Court for a full term pursuant to N.J.S.A. 2B:12-5(1) and N.J.S.A. 2B:12-4.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Middletown in the County of Monmouth, State of New Jersey that James E. Berube, Jr., Esq. is hereby appointed to serve for a full term as Presiding Judge of the Municipal Court and Steven P. Monaghan, Esq. is hereby appointed to serve a full term as a Judge of the Municipal Court, each to be compensated pursuant to the Township's applicable salary ordinance.

BE IT FURTHER RESOLVED that notice of these appointments shall be published by the Township Clerk in the Township's official newspaper.

RESOLUTION NO. 17-06

**TOWNSHIP OF MIDDLETOWN
COUNTY OF MONMOUTH**

RESOLUTION APPOINTING MUNICIPAL PROSECUTORS

WHEREAS, pursuant to N.J.S.A. 2B:25-4 and § 4-33 of the Code of the Township of Middletown there exists a need to appoint a qualified attorney as Municipal Prosecutor for the Township; and

WHEREAS, pursuant to Local Finance Notice 2005-32, such salaried appointed positions are not subject to the Fair and Open Process.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Middletown in the County of Monmouth, State of New Jersey that John Lane, Esq. and James Pastor, Esq. are hereby appointed as the Municipal Prosecutors for the Township of Middletown for 2017 to be compensated pursuant to the Township's applicable salary ordinance.

BE IT FURTHER RESOLVED that notice of these appointments shall be published by the Township Clerk in the Township's official newspaper.

RESOLUTION NO. 17-

**TOWNSHIP OF MIDDLETOWN
COUNTY OF MONMOUTH**

RESOLUTION APPOINTING MUNICIPAL PUBLIC DEFENDER

WHEREAS, pursuant to N.J.S.A. 2B:24-3 there exists a need to appoint a qualified attorney as Municipal Public Defender for the Township; and

WHEREAS, pursuant to Local Finance Notice 2005-32, such salaried appointed positions are not subject to the Fair and Open Process, but with potential expenditures estimated not to exceed \$15,000, below the bid threshold for the application of the Fair and Open Process that are subject to the certification of availability of funds by the Chief Financial Officer.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Middletown in the County of Monmouth, State of New Jersey that Stanley Werse, Esq. is hereby appointed Municipal Public Defender for the Township of Middletown for 2017 to be compensated pursuant to the Township's applicable salary ordinance and at an hourly rate specified by ordinance for matters in the Superior Court that may be reimbursed by individuals utilizing the services of the Public Defender.

BE IT FURTHER RESOLVED that notice of this appointment shall be published by the Township Clerk in the Township's official newspaper.

RESOLUTION 17-08

APPOINTMENTS TO CLEAN COMMUNITY ADVISORY COMMITTEE

BE IT RESOLVED By The Township Committee Of The Township Of Middletown, In The County Of Monmouth, State Of New Jersey, as follows:

1. That the following individuals be and are hereby appointed members of the Clean Community Advisory Committee for a full term of one year, commencing January 1, 2017 and terminating December 31, 2017.

Colleen Lapp	Committee Seat I
Jim Naclerio	Committee Seat II
Valerie Robertson	Committee Seat III
Kenneth Walls	Committee Seat IV
Ted Maloney	Committee Seat V
James VanNest	Committee Seat VI

2. The Township Clerk shall send a certified copy of this resolution to each of the following:

- a) Each appointee as listed above
- b) Clean Community Advisory Committee

MIDDLETOWN TOWNSHIP COMMITTEE

Committee Member	Approved	Opposed	Abstain	Absent
A. Fiore				
S. Massell				
S. Murray				
G. Scharfenberger				
K. Settembrino				

CERTIFICATION

I, Heidi R. Brunt, Township Clerk of the Township of Middletown, hereby certify the foregoing to be a true copy of a resolution adopted by the Middletown Township Committee at their meeting held January 1, 2017.

WITNESS, my hand and the seal of the Township of Middletown this 1st day of January, 2017.

HEIDI R. BRUNT, TOWNSHIP CLERK

RESOLUTION 17-09

APPOINTMENTS TO COMMUNITY AFFAIRS

BE IT RESOLVED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MIDDLETOWN, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY, as follows:

1. That the following individuals are hereby appointed members of the Community Affairs Council pursuant to the "Code of the Township of Middletown" for a term commencing January 1, 2017 as indicated.

MICHAEL VITKANSAS

SEAT IX

Expiring 12/31/2019

DANIEL SCHARFENBERGER

SEAT VIII

Expiring 12/31/2019

ANDREW ZAPCIC

SEAT X

Expiring 12/31/2019

2. The Township Clerk shall send a certified copy of this resolution to each of the following:
 - a. Each appointee as listed above who shall present themselves before the Township Clerk to take and subscribe to the Oath of Office.
 - b. Community Affairs Council

MIDDLETOWN TOWNSHIP COMMITTEE

Committee Member	Approved	Opposed	Abstain	Absent
A. Fiore				
S. Massell				
S. Murray				
G. Scharfenberger				
K. Settembrino				

CERTIFICATION

I, Heidi R. Brunt, Township Clerk of the Township of Middletown, hereby certify the foregoing to be a true copy of a resolution adopted by the Middletown Township Committee at their meeting held January 1, 2017.

WITNESS, my hand and the seal of the Township of Middletown this 1st day of January, 2017.

HEIDI R. BRUNT, TOWNSHIP CLERK

RESOLUTION 17-10

APPOINTMENTS TO ECONOMIC DEVELOPMENT COMMITTEE

BE IT RESOLVED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MIDDLETOWN, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY, as follows:

1. That the following individuals are hereby appointed members of the Economic Development Committee pursuant to the "Code of the Township of Middletown" for a term, commencing January 1, 2017 and expiring as indicated.

GERARD P. SCHARFENBERGER, Ph.D.

Expiring 12/31/2017
Mayor or Designee

PETER WILKENS

SEAT III
Expiring 12/31/2019

HAROLD NOLAN

SEAT IV
Expiring 12/31/2019

2. The Township Clerk shall send a certified copy of this resolution to each of the following:
 - a. Each appointee as listed above who shall present themselves before the Township Clerk to take and subscribe to the Oath of Office.
 - b. Economic Development Committee

MIDDLETOWN TOWNSHIP COMMITTEE

Committee Member	Approved	Opposed	Abstain	Absent
A. Fiore				
S. Massell				
S. Murray				
G. Scharfenberger				
K. Settembrino				

CERTIFICATION

I, Heidi R. Brunt, Township Clerk of the Township of Middletown, hereby certify the foregoing to be a true copy of a resolution adopted by the Middletown Township Committee at their meeting held January 1, 2017.

WITNESS, my hand and the seal of the Township of Middletown this 1st day of January, 2017.

HEIDI R. BRUNT, TOWNSHIP CLERK

RESOLUTION 17-11

APPOINTMENT TO ENVIRONMENTAL COMMISSION

BE IT RESOLVED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MIDDLETOWN, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY, as follows:

1. That the following individual be hereby appointed as a member of the Environmental Commission pursuant to the "Code of the Township of Middletown" for terms commencing January 1, 2016 expiring December 31, 2019:

CYNTHIA BIANCHI

SEAT VI

MICHAEL FEDOSH

SEAT VII

MARIE CAPDEVIELLE

ALTERNATE I

JAMES MORAN

ALTERNATE II

2. The Township Clerk shall send a certified copy of this resolution to each of the following:
- a. The appointee listed above shall present himself before the Township Clerk to take and subscribe to the Oath of Office.
 - b. Environmental Commission

MIDDLETOWN TOWNSHIP COMMITTEE

Committee Member	Approved	Opposed	Abstain	Absent
A. Fiore				
S. Massell				
S. Murray				
G. Scharfenberger				
K. Settembrino				

CERTIFICATION

I, Heidi R. Brunt, Township Clerk of the Township of Middletown, hereby certify the foregoing to be a true copy of a resolution adopted by the Middletown Township Committee at their meeting held January 1, 2017.

WITNESS, my hand and the seal of the Township of Middletown this 1st day of January, 2017.

HEIDI R. BRUNT, TOWNSHIP CLERK

RESOLUTION 17-12

APPOINTMENT TO GREEN TEAM ADVISORY COMMITTEE

BE IT RESOLVED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MIDDLETOWN, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY, as follows:

1. That the following individuals be hereby appointed members of the Green Team Advisory Committee pursuant to the Resolution 09-253 for a one year term ending on December 31, 2017.

EUGENIO GRANO

SEAT II

RICHARD DEBENEDETTO

SEAT III

ERIC HOBLITZELL

SEAT IV

TED MALONEY

SEAT V

JANET DELLETT

SEAT VI

ANTHONY MERCANTANTE

SEAT VII

MICHAEL FEDOSH

SEAT IX

LYNN MATTEI

SEAT X

2. The Township Clerk shall send a certified copy of this resolution to each of the following:
 - a. The appointees listed above who shall present themselves before the Township Clerk to take and subscribe to the Oath of Office.
 - b. Green Team Advisory Committee c/o Township Planner

MIDDLETOWN TOWNSHIP COMMITTEE

Committee Member	Approved	Opposed	Abstain	Absent
A. Fiore				
S. Massell				
S. Murray				
G. Scharfenberger				
K. Settembrino				

CERTIFICATION

I, Heidi R. Brunt, Township Clerk of the Township of Middletown, hereby certify the foregoing to be a true copy of a resolution adopted by the Middletown Township Committee at their meeting held January 1, 2017.

WITNESS, my hand and the seal of the Township of Middletown this 1st day of January, 2017.

HEIDI R. BRUNT, TOWNSHIP CLERK

RESOLUTION 17-13

APPOINTMENTS TO HISTORIC PRESERVATION COMMISSION

BE IT RESOLVED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MIDDLETOWN, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY, as follows:

1. That the following individuals are hereby appointed members of the Historic Preservation Committee pursuant to the "Code of the Township of Middletown" for a term commencing January 1, 2016 and terminating as indicated.

RAYMOND VETH
Mayor's Designee

SEAT I
Expiring 12/31/2017

ELAINE LENT

SEAT V
Expiring 12/31/2019

2. The Township Clerk shall send a certified copy of this resolution to each of the following:
 - a. Each appointee as listed above who shall present themselves before the Township Clerk to take and subscribe to the Oath of Office.
 - b. Historic Preservation Committee

MIDDLETOWN TOWNSHIP COMMITTEE

Committee Member	Approved	Opposed	Abstain	Absent
A. Fiore				
S. Massell				
S. Murray				
G. Scharfenberger				
K. Settembrino				

CERTIFICATION

I, Heidi R. Brunt, Township Clerk of the Township of Middletown, hereby certify the foregoing to be a true copy of a resolution adopted by the Middletown Township Committee at their meeting held January 1, 2017.

WITNESS, my hand and the seal of the Township of Middletown this 1st day of January, 2017.

HEIDI R. BRUNT, TOWNSHIP CLERK

RESOLUTION 17-14

APPOINTMENTS TO JOINT SHARED SERVICES COMMITTEE

BE IT RESOLVED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MIDDLETOWN, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY, as follows:

1. That the following individuals are hereby appointed members of the Joint Shared Services Committee pursuant to the "Code of the Township of Middletown" for a full term of one year, commencing January 1, 2016 and terminating December 31, 2016 or as indicated.

KEVIN M SETTEMBRINO	SEAT I
GERARD P SCHARFENBERGER, Ph.D.	SEAT II
ANTHONY MERCANTANTE	SEAT III

2. The Township Clerk shall send a certified copy of this resolution to each of the following:
- a. Each appointee as listed above who shall present themselves before the Township Clerk to take and subscribe to the Oath of Office.

MIDDLETOWN TOWNSHIP COMMITTEE

Committee Member	Approved	Opposed	Abstain	Absent
A. Fiore				
S. Massell				
S. Murray				
G. Scharfenberger				
K. Settembrino				

CERTIFICATION

I, Heidi R. Brunt, Township Clerk of the Township of Middletown, hereby certify the foregoing to be a true copy of a resolution adopted by the Middletown Township Committee at their meeting held January 1, 2017.

WITNESS, my hand and the seal of the Township of Middletown this 1st day of January, 2017.

HEIDI R. BRUNT, TOWNSHIP CLERK

RESOLUTION 17-15

APPOINTMENTS TO LANDMARKS COMMISSION

BE IT RESOLVED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MIDDLETOWN, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY,
as follows:

1. That the following individual is hereby appointed or reappointed as member of the Landmarks Commission pursuant to the "Code of the Township of Middletown" for a full term of four (4) years, commencing January 1, 2016 and terminating as set forth below.

J. ROBERT JOHNSON

SEAT VI

Expiring 12/31/2020

MARY ANN KIERNAN

SEAT VII

Expiring 12/31/2020

2. The Township Clerk shall send a certified copy of this resolution to each of the following:

- a. Each appointee listed above who shall present themselves before the Township Clerk to take and subscribe to the Oath of Office.
- b. Landmarks Commission

MIDDLETOWN TOWNSHIP COMMITTEE

Committee Member	Approved	Opposed	Abstain	Absent
A. Fiore				
S. Massell				
S. Murray				
G. Scharfenberger				
K. Settembrino				

CERTIFICATION

I, Heidi R. Brunt, Township Clerk of the Township of Middletown, hereby certify the foregoing to be a true copy of a resolution adopted by the Middletown Township Committee at their meeting held January 1, 2017.

WITNESS, my hand and the seal of the Township of Middletown this 1st day of January, 2017.

HEIDI R. BRUNT, TOWNSHIP CLERK

RESOLUTION 17-16

APPOINTMENTS TO MIDDLETOWN LIBRARY BOARD

BE IT RESOLVED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MIDDLETOWN, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY,
as follows:

1. That the following individuals are hereby appointed or reappointed as members of the Middletown Library Board pursuant to the "Code of the Township of Middletown" for terms as set forth below:

JAMES VANNEST

Mayors Designee

SEAT I

Expiring 12/31/2017

PETER SMITH

Superintendent's Designee

SEAT II

Expiring 12/31/2017

TARA BERSON

SEAT IX

Expiring 12/31/2021

LINDSEY FOX

SEAT VI

Expiring 12/31/2021

JOEL LUCCHESI

SEAT XI

Unexpired Term

Expiring 12/31/2018

2. The Township Clerk shall send a certified copy of this resolution to each of the following:

- a. Each appointee as listed above who shall present themselves before the Township Clerk to take and subscribe to the Oath of Office.
- b. Library Board

MIDDLETOWN TOWNSHIP COMMITTEE

Committee Member	Approved	Opposed	Abstain	Absent
A. Fiore				
S. Massell				
S. Murray				
G. Scharfenberger				
K. Settembrino				

CERTIFICATION

I, Heidi R. Brunt, Township Clerk of the Township of Middletown, hereby certify the foregoing to be a true copy of a resolution adopted by the Middletown Township Committee at their meeting held January 1, 2017.

WITNESS, my hand and the seal of the Township of Middletown this 1st day of January, 2017.

HEIDI R. BRUNT, TOWNSHIP CLERK

RESOLUTION 17-17

APPOINTMENTS TO LINCROFT SENIOR CITIZEN HOUSING CORPORATION (LUFTMAN TOWERS)

BE IT RESOLVED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MIDDLETOWN, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY,
as follows:

1. That the following individuals are hereby appointed or reappointed as members of the Lincroft Senior Citizens Housing Corporation, Luftman Towers pursuant to the "Code of the Township of Middletown" for a term set forth below:

JOSEPH VALENTINO

SEAT II

Expiring 12/31/2021

BEN CANTO

SEAT III

Expiring 12/31/2021

NED HAMMOND

SEAT VIII

Expiring 12/31/2021

2. The Township Clerk shall send a certified copy of this resolution to each of the following:
 - a. Each appointee listed above who shall present themselves before the Township Clerk to take and subscribe to the Oath of Office.
 - b. Lincroft Senior Citizens Housing Corporation

MIDDLETOWN TOWNSHIP COMMITTEE

Committee Member	Approved	Opposed	Abstain	Absent
A. Fiore				
S. Massell				
S. Murray				
G. Scharfenberger				
K. Settembrino				

CERTIFICATION

I, Heidi R. Brunt, Township Clerk of the Township of Middletown, hereby certify the foregoing to be a true copy of a resolution adopted by the Middletown Township Committee at their meeting held January 1, 2017.

WITNESS, my hand and the seal of the Township of Middletown this 1st day of January, 2017.

HEIDI R. BRUNT, TOWNSHIP CLERK

RESOLUTION 17-18

APPOINTMENT TO LOCAL ASSISTANCE BOARD

BE IT RESOLVED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MIDDLETOWN, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY,
as follows:

1. That the following individuals are hereby appointed or reappointed as members of the Local Assistance Board pursuant to the "Code of the Township of Middletown for terms as set forth below:

ANDREW ZAPCIC

SEAT I

Expiring 12/31/2017

DIANA TRUE

SEAT V

Expiring 12/31/2020

2. The Township Clerk shall send a certified copy of this resolution to each of the following:

- a. Each appointee listed above who shall present themselves before the Office of the Township Clerk to take and subscribe to the Oath of Office.
- b. Local Assistance Board
- c. Barbara Miceli, Welfare Director

MIDDLETOWN TOWNSHIP COMMITTEE

Committee Member	Approved	Opposed	Abstain	Absent
A. Fiore				
S. Massell				
S. Murray				
G. Scharfenberger				
K. Settembrino				

CERTIFICATION

I, Heidi R. Brunt, Township Clerk of the Township of Middletown, hereby certify the foregoing to be a true copy of a resolution adopted by the Middletown Township Committee at their meeting held January 1, 2017.

WITNESS, my hand and the seal of the Township of Middletown this 1st day of January, 2017.

HEIDI R. BRUNT, TOWNSHIP CLERK

RESOLUTION 17-19

APPOINTMENT TO MIDDLETOWN ARTS COUNCIL

BE IT RESOLVED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MIDDLETOWN, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY, as follows:

1. That the following individual be hereby appointed as a member of the Middletown Arts Council for a one year term commencing January 1, 2017 as follows:

STEPHANIE C. MURRAY
Township Committee Liaison

Expiring 12/31/2017

2. The Township Clerk shall send a certified copy of this resolution to each of the following:

a. The appointee listed above shall present himself before the Township Clerk to take and subscribe to the Oath of Office.

b. Middletown Arts Council

MIDDLETOWN TOWNSHIP COMMITTEE

Committee Member	Approved	Opposed	Abstain	Absent
A. Fiore				
S. Massell				
S. Murray				
G. Scharfenberger				
K. Settembrino				

CERTIFICATION

I, Heidi R. Brunt, Township Clerk of the Township of Middletown, hereby certify the foregoing to be a true copy of a resolution adopted by the Middletown Township Committee at their meeting held January 1, 2017.

WITNESS, my hand and the seal of the Township of Middletown this 1st day of January, 2017.

HEIDI R. BRUNT, TOWNSHIP CLERK

RESOLUTION 17-20

APPOINTMENT TO MIDDLETOWN HOUSING AUTHORITY

BE IT RESOLVED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MIDDLETOWN, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY, as follows:

1. That the following individuals are hereby appointed as members of the Middletown Housing Authority for terms set forth below:

CHRIS WALSH

SEAT V

Expiring 12/31/2018

CHRIS FOTACH

SEAT III

Expiring 12/31/2020

2. The Township Clerk shall send a certified copy of this resolution to each of the following:
 - a. The appointees listed above who shall present themselves before the Township Clerk to take and subscribe to the Oath of Office.
 - b. Middletown Housing Authority

MIDDLETOWN TOWNSHIP COMMITTEE

Committee Member	Approved	Opposed	Abstain	Absent
A. Fiore				
S. Massell				
S. Murray				
G. Scharfenberger				
K. Settembrino				

CERTIFICATION

I, Heidi R. Brunt, Township Clerk of the Township of Middletown, hereby certify the foregoing to be a true copy of a resolution adopted by the Middletown Township Committee at their meeting held January 1, 2017.

WITNESS, my hand and the seal of the Township of Middletown this 1st day of January, 2017.

HEIDI R. BRUNT, TOWNSHIP CLERK

RESOLUTION 17-21

APPOINTMENTS TO MUNICIPAL ALLIANCE TO PREVENT ALCOHOL & DRUG ABUSE

BE IT RESOLVED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MIDDLETOWN, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY, as follows:

1. That the following individuals have been appointed as members of the Middletown Township Municipal Alliance to Prevent Alcoholism & Drug Abuse for a full term of one year commencing January 1, 2017 and terminating December 31, 2017.

DONALD ANTENUCCI

MARGARET BERTORELLI

PAMELA BRIGHTBILL

HEIDI R. BRUNT

ROBERT W. BUCCO, JR.

JAMES V. BUTHORN

LESLIE CULVER-SCHWARZ

HEATHER DI BLASI

MICHAEL DONLON

ERNEST DONNELLY

FERN B. FOSTER (Non-Voting)

WILLIAM GERRIS

EUGENE HANNAFEY

JAMES HOMIAK

CALVIN JENKINS

KAREN JENKINS

KRISTIE KANE

KIMBERLY KRATZ

BRUCE LEVY

JOHN MAGUIRE

GERARD P. SCHARFENBERGER, Ph.D.

FRANK SELF

JOHN SMACK

DANIEL SULLIVAN

DEBBIE TERRITO

RICHARD B. THOMPSON

RAYMOND VETH

MARY ELLEN WALKER

CRAIG WEBER

2. The Township Clerk shall send a certified copy of this resolution to each of the following:

- a. Each appointee listed above
- b. Municipal Alliance to Prevent Alcoholism & Drug Abuse

MIDDLETOWN TOWNSHIP COMMITTEE

Committee Member	Approved	Opposed	Abstain	Absent
A. Fiore				
S. Massell				
S. Murray				
G. Scharfenberger				
K. Settembrino				

CERTIFICATION

I, Heidi R. Brunt, Township Clerk of the Township of Middletown, hereby certify the foregoing to be a true copy of a resolution adopted by the Middletown Township Committee at their meeting held January 1, 2017.

WITNESS, my hand and the seal of the Township of Middletown this 1st day of January, 2017.

HEIDI R. BRUNT, TOWNSHIP CLERK

RESOLUTION 17-22

APPOINTMENT TO OPEN SPACE PRESERVATION COMMITTEE

BE IT RESOLVED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MIDDLETOWN, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY, as follows:

1. That the following individual is hereby appointed members of the Open Space Preservation Committee pursuant to the "Code of the Township of Middletown" for a one year term expiring December 31, 2017.

MICHAEL FEDOSH

SEAT II

PAUL GLEITZ

SEAT III

WILLIAM KASTNING

SEAT IV

ANTHONY MERCANTANTE

SEAT V

GERARD P. SCHARFENBERGER, Ph.D.

SEAT VI

CHRIS FOTACHE

SEAT VII

2. The Township Clerk shall send a certified copy of this resolution to each of the Following:
 - a. The appointee listed above who shall present themselves before the Township Clerk to take and subscribe to the Oath of Office.
 - b. Open Space Preservation Committee

MIDDLETOWN TOWNSHIP COMMITTEE

Committee Member	Approved	Opposed	Abstain	Absent
A. Fiore				
S. Massell				
S. Murray				
G. Scharfenberger				
K. Settembrino				

CERTIFICATION

I, Heidi R. Brunt, Township Clerk of the Township of Middletown, hereby certify the foregoing to be a true copy of a resolution adopted by the Middletown Township Committee at their meeting held January 1, 2017.

WITNESS, my hand and the seal of the Township of Middletown this 1st day of January, 2017.

HEIDI R. BRUNT, TOWNSHIP CLERK

RESOLUTION 17-23
APPOINTMENTS TO PLANNING BOARD

BE IT RESOLVED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MIDDLETOWN, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY, as follows:

1. That the following individuals are hereby appointed members of the Middletown Planning Board pursuant to the "Code of the Township of Middletown" for terms as set forth below:

JOSEPH CAUDA, JR.
Mayors Designee

SEAT I
Expiring 12/31/2017

KEVIN SETTEMBRINO
CLASS III/ TOWNSHIP COMMITTEE

SEAT II
Expiring 12/31/2017

ANTHONY S. PERRY, JR.
CLASS II/PUBLIC OFFICIAL

SEAT III
Expiring 12/31/2017

MARK DAVIS
ALTERNATE I

SEAT IX
Expiring 12/13/2018

JOHN DEUS
CLASS IV

SEAT XI
Expiring 12/31/2019

RICK HIBELL
CLASS IV

SEAT VIII
Unexpired Term
Expiring 12/31/2018

2. The Township Clerk shall send a certified copy of this resolution to each of the following:
 - a. Each appointee listed above who shall present themselves before the Township Clerk to take and subscribe to the Oath of Office.
 - b. Planning Board

MIDDLETOWN TOWNSHIP COMMITTEE

Committee Member	Approved	Opposed	Abstain	Absent
A. Fiore				
S. Massell				
S. Murray				
G. Scharfenberger				
K. Settembrino				

CERTIFICATION

I, Heidi R. Brunt, Township Clerk of the Township of Middletown, hereby certify the foregoing to be a true copy of a resolution adopted by the Middletown Township Committee at their meeting held January 1, 2017.

WITNESS, my hand and the seal of the Township of Middletown this 1st day of January, 2017.

HEIDI R. BRUNT, TOWNSHIP CLERK

RESOLUTION 17-24

APPOINTMENT TO THE PORICY PARK CONSERVANCY

BE IT RESOLVED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MIDDLETOWN, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY, as follows:

1. That the following individual be hereby appointed as a member of the Poricy Park Conservancy for a one year term commencing January 1, 2017 as follows:

AMY SARRINIKOLAOU

Expiring 12/31/2017

2. The Township Clerk shall send a certified copy of this resolution to each of the following:

a. The appointee listed above shall present himself before the Township Clerk to take and subscribe to the Oath of Office.

b. Poricy Park Conservancy

MIDDLETOWN TOWNSHIP COMMITTEE

Committee Member	Approved	Opposed	Abstain	Absent
A. Fiore				
S. Massell				
S. Murray				
G. Scharfenberger				
K. Settembrino				

CERTIFICATION

I, Heidi R. Brunt, Township Clerk of the Township of Middletown, hereby certify the foregoing to be a true copy of a resolution adopted by the Middletown Township Committee at their meeting held January 1, 2017.

WITNESS, my hand and the seal of the Township of Middletown this 1st day of January, 2017.

HEIDI R. BRUNT, TOWNSHIP CLERK

RESOLUTION 17-25

APPOINTMENTS TO RECREATION ADVISORY COMMITTEE

BE IT RESOLVED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MIDDLETOWN, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY, as follows:

1. That the following individuals are hereby appointed or reappointed as members of the Recreation Advisory Committee pursuant to the "Code of the Township of Middletown" for terms specified below:

STEFANIE MARKUS

SEAT X

2. The Township Clerk shall send a certified copy of this resolution to each of the following:

- a. Each appointee listed above who shall present themselves before the Township Clerk to take and subscribe to the Oath of Office.
- b. Recreation Advisory Committee

MIDDLETOWN TOWNSHIP COMMITTEE

Committee Member	Approved	Opposed	Abstain	Absent
A. Fiore				
S. Massell				
S. Murray				
G. Scharfenberger				
K. Settembrino				

CERTIFICATION

I, Heidi R. Brunt, Township Clerk of the Township of Middletown, hereby certify the foregoing to be a true copy of a resolution adopted by the Middletown Township Committee at their meeting held January 1, 2017.

WITNESS, my hand and the seal of the Township of Middletown this 1st day of January, 2017.

HEIDI R. BRUNT, TOWNSHIP CLERK

RESOLUTION 17-26

APPOINTMENTS TO SAFETY COUNCIL

BE IT RESOLVED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MIDDLETOWN, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY, as follows:

1. That the following individuals are hereby appointed or reappointed as members of the Safety Council pursuant to the "Code of the Township of Middletown" for a one year term commencing January 1, 2017 and terminating December 31, 2017.

**MARCELO S. AGUIRRE
CYNTHIA BIANCHI
RAPHAEL BORGESS
DOMINICK DONATELLI
ANTHONY IACOVONE
PETER LAIMANN**

**ROBERT PFLEGER
LISA REILLY
JOE SHADE
EDWARD K. SKELLY**

2. The Township Clerk shall send a certified copy of this resolution to each of the following:
 - a. Each appointee as listed above who shall present themselves before the Township Clerk to take and subscribe to the Oath of Office.
 - b. Safety Council

MIDDLETOWN TOWNSHIP COMMITTEE

Committee Member	Approved	Opposed	Abstain	Absent
A. Fiore				
S. Massell				
S. Murray				
G. Scharfenberger				
K. Settembrino				

CERTIFICATION

I, Heidi R. Brunt, Township Clerk of the Township of Middletown, hereby certify the foregoing to be a true copy of a resolution adopted by the Middletown Township Committee at their meeting held January 1, 2017.

WITNESS, my hand and the seal of the Township of Middletown this 1st day of January, 2017.

HEIDI R. BRUNT, TOWNSHIP CLERK

RESOLUTION NO. 17-27

APPOINTMENTS TO SEWERAGE AUTHORITY

BE IT RESOLVED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MIDDLETOWN, COUNTY OF MONMOUTH, STATE OF NEW JERSEY, as follows:

1. That the following individuals are hereby appointed or reappointed as members of the Middletown Sewerage Authority effective 2/1/2017 for a term specified as follows:

CHARLES ROGERS, III

SEAT I

Expiring 2/1/2022

2. The Township Clerk shall send a certified copy of this resolution to each of the following:
 - a. Middletown Sewerage Authority P.O. Box 205 Belford, NJ 07718
 - b. Each appointee listed above who shall present himself before the Office of the Township Clerk to take and subscribe to the Oath of Office.

MIDDLETOWN TOWNSHIP COMMITTEE

Committee Member	Approved	Opposed	Abstain	Absent
A. Fiore				
S. Massell				
S. Murray				
G. Scharfenberger				
K. Settembrino				

CERTIFICATION

I, Heidi R. Brunt, Township Clerk of the Township of Middletown, hereby certify the foregoing to be a true copy of a resolution adopted by the Middletown Township Committee at their meeting held January 1, 2017.

WITNESS, my hand and the seal of the Township of Middletown this 1st day of January, 2017.

HEIDI R. BRUNT, TOWNSHIP CLERK

RESOLUTION 17-28

APPOINTMENTS TO MIDDLETOWN VETERANS AFFAIRS COMMITTEE

NOW BE IT RESOLVED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MIDDLETOWN, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY, as follows:

1. That the following individual be and they are hereby appointed as members of the Middletown Veterans Affairs Committee pursuant to the "Code of the Township of Middletown" for terms specified below:

TOM HACKETT

SEAT I

Expiring 12/31/2019

THOMAS GARRETSON

SEAT II

Expiring 12/31/2019

DENNIS BEAUREGARD

Correction

SEAT III

Expiring 12/31/2018

2. The Township Clerk shall send a certified copy of this resolution to each of the following:

- a. Each appointee listed above who shall present themselves before the Township Clerk to take and subscribe to the Oath of Office.
- b. Middletown Veterans Affairs Committee

MIDDLETOWN TOWNSHIP COMMITTEE

Committee Member	Approved	Opposed	Abstain	Absent
A. Fiore				
S. Massell				
S. Murray				
G. Scharfenberger				
K. Settembrino				

CERTIFICATION

I, Heidi R. Brunt, Township Clerk of the Township of Middletown, hereby certify the foregoing to be a true copy of a resolution adopted by the Middletown Township Committee at their meeting held January 1, 2017.

WITNESS, my hand and the seal of the Township of Middletown this 1st day of January, 2017.

HEIDI R. BRUNT, TOWNSHIP CLERK

RESOLUTION 17-29

APPOINTMENTS TO THE VOLUNTEER CORPS ADVISORY COMMITTEE

**BE IT RESOLVED By The Township Committee Of The Township Of Middletown,
In The County Of Monmouth, State Of New Jersey, As follows:**

1. That the following individuals are hereby appointed or reappointed as members of the Volunteer Corps Advisory Committee pursuant to the Resolution No. 12-271 for one year terms commencing January 1, 2017 and terminating December 31, 2017.

**JAMES BRUNCATI
KATHLEEN EASTMOND
MICHAEL MARGARELLA**

**ERIC MULLER
ANTHONY PANZICA
JENNIFER WEHNER**

2. The Township Clerk shall send a certified copy of this resolution to each of the following:

- a. Each appointee as listed above who shall present themselves before the Township Clerk to take and subscribe to the Oath of Office.
- b. Volunteer Corps Advisory Committee

MIDDLETOWN TOWNSHIP COMMITTEE

Committee Member	Approved	Opposed	Abstain	Absent
A. Fiore				
S. Massell				
S. Murray				
G. Scharfenberger				
K. Settembrino				

CERTIFICATION

I, Heidi R. Brunt, Township Clerk of the Township of Middletown, hereby certify the foregoing to be a true copy of a resolution adopted by the Middletown Township Committee at their meeting held January 1, 2017.

WITNESS, my hand and the seal of the Township of Middletown this 1st day of January, 2017.

HEIDI R. BRUNT, TOWNSHIP CLERK

RESOLUTION 17-

APPOINTMENT OF POLICE CHAPLAINS

BE IT RESOLVED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MIDDLETOWN, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY, as follows:

1. That the following individuals are hereby appointed Police Chaplains of Middletown Township for the year 2017:

Father Daniel C. Hesko
Reverend Donald Magaw
Reverend Dr. Daniel Correa
Deacon James Neubauer Colonel, USMC (ret.)

2. The Township Clerk shall send a certified copy of this resolution to each of the following:
 - a. Each appointee as listed above who shall present themselves before the Township Clerk to take and subscribe to the Oath of Office.
 - b. Police Department

MIDDLETOWN TOWNSHIP COMMITTEE

Committee Member	Approved	Opposed	Abstain	Absent
G. Scharfenberger				
A. Fiore				
S. Massell				
S. Murray				
K. Settembrino				

CERTIFICATION

I, _____ of the Township of Middletown, hereby certify the foregoing to be a true copy of a resolution adopted by the Middletown Township Committee at their meeting held January 1, 2017.

WITNESS, my hand and the seal of the Township of Middletown this 1st day of January, 2017.

RESOLUTION NO. 17-31

APPOINTMENTS TO ZONING BOARD OF ADJUSTMENT

BE IT RESOLVED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MIDDLETOWN, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY, as follows:

1. That the following individuals be and they are hereby appointed or reappointed as members of the Zoning Board of Adjustment pursuant to the "Code of the Township of Middletown" for the terms as set forth below:

MARTIN TRUSTCOTT

SEAT VII

Expiring 12/31/2020

ROBERTA SHERIDAN

ALTERNATE II

Expiring 12/31/2018

JAMES BRUNCATI

ALTERNATE IV

Expiring 12/31/2018

2. The Township Clerk shall send a certified copy of this resolution to each of the following:

- a. Each appointee as listed above who shall present themselves before the Township Clerk to take and subscribe to the Oath of Office.
- b. Zoning Board of Adjustment

MIDDLETOWN TOWNSHIP COMMITTEE

Committee Member	Approved	Opposed	Abstain	Absent
A. Fiore				
S. Massell				
S. Murray				
G. Scharfenberger				
K. Settembrino				

CERTIFICATION

I, Heidi R. Brunt, Township Clerk of the Township of Middletown, hereby certify the foregoing to be a true copy of a resolution adopted by the Middletown Township Committee at their meeting held January 1, 2017.

WITNESS, my hand and the seal of the Township of Middletown this 1st day of January, 2017.

HEIDI R. BRUNT, TOWNSHIP CLERK

RESOLUTION 17-32

APPOINTMENT OF POLICE CHAPLAINS

BE IT RESOLVED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MIDDLETOWN, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY, as follows:

1. That the following individuals are hereby appointed Police Chaplains of Middletown Township for the year 2017:

Father Daniel C. Hesko
Reverend Donald Magaw
Reverend Dr. Daniel Correa
Deacon James Neubauer
Reverend Joseph E. Hein

2. The Township Clerk shall send a certified copy of this resolution to each of the following:
 - a. Each appointee as listed above who shall present themselves before the Township Clerk to take and subscribe to the Oath of Office.
 - b. Police Department

MIDDLETOWN TOWNSHIP COMMITTEE

Committee Member	Approved	Opposed	Abstain	Absent
A. Fiore				
S. Massell				
S. Murray				
G. Scharfenberger				
K. Settembrino				

CERTIFICATION

I, Heidi R. Brunt, Township Clerk of the Township of Middletown, hereby certify the foregoing to be a true copy of a resolution adopted by the Middletown Township Committee at their meeting held January 1, 2017.

WITNESS, my hand and the seal of the Township of Middletown this 1st day of January, 2017.

HEIDI R. BRUNT, TOWNSHIP CLERK

RESOLUTION 17-33

APPOINTMENT OF POLICE PHYSICIANS

BE IT RESOLVED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MIDDLETOWN, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY, as follows:

1. That the following individuals be and they are hereby appointed Police Physicians pursuant to the "Code of the Township of Middletown" for the year 2017.

DR. NICHOLAS SPETKO

MERIDIAN / RIVERVIEW OCCUPATIONAL HEALTH UNIT

2. The Township Clerk shall send a certified copy of this resolution to each of the following:
 - a. Each appointee as listed above who shall present themselves before the Township Clerk to take and subscribe to the Oath of Office.
 - b. Police Department

MIDDLETOWN TOWNSHIP COMMITTEE

Committee Member	Approved	Opposed	Abstain	Absent
A. Fiore				
S. Massell				
S. Murray				
G. Scharfenberger				
K. Settembrino				

CERTIFICATION

I, Heidi R. Brunt, Township Clerk of the Township of Middletown, hereby certify the foregoing to be a true copy of a resolution adopted by the Middletown Township Committee at their meeting held January 1, 2017.

WITNESS, my hand and the seal of the Township of Middletown this 1st day of January, 2017.

HEIDI R. BRUNT, TOWNSHIP CLERK

RESOLUTION 17-34

APPOINTMENT OF SPECIAL LAW ENFORCEMENT OFFICERS - CLASS I, II and SPECIAL CROSSING GUARDS

WHEREAS, the Township Administrator and Chief of Police have previously recommended that the structure of the Police Department be adjusted to include allowing the appointment of certain Special Law Enforcement Officers (Class I and Class II); and Special Crossing Guards.

WHEREAS, § 44-7B of the Code of the Township of Middletown (1996) was amended and supplemented by Ordinance No. 2015-3136; and

WHEREAS, the Chief of Police has complied with the provisions of N.J.S.A.40A:14-146.1 regarding the appointment of Special Law Enforcement Officers and Special Crossing Guards represents that the applicants named below meet all of the requirements set forth by statute and recommends the appointment.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MIDDLETOWN, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY, as follows:

1. That the following individuals are hereby appointed as Special Law Enforcement Officers – Class I, II and Special Crossing Guards in the Middletown Township Police Department for the calendar year of 2017.

**Special Law Enforcement Officers I – Francesco LoTorto
Austen McKnight
Robert Poss
Jason Stevenson
Nicolette Caprio**

**Special Law Enforcement Officers II – David L. Chenoweth
Daniel Flannigan
Anthony Mercantante
Ryan Bruno
Scott Chenoweth**

Special Crossing Guard - Matthew Viaud

2. The Township Clerk shall send a certified copy of this resolution to each of the following:
 - a. Each appointee as listed above who shall present themselves before the Township Clerk to take and subscribe to the Oath of Office.
 - b. Police Department

MIDDLETOWN TOWNSHIP COMMITTEE

Committee Member	Approved	Opposed	Abstain	Absent
A. Fiore				
S. Massell				
S. Murray				
G. Scharfenberger				
K. Settembrino				

CERTIFICATION

I, Heidi R. Brunt, Township Clerk of the Township of Middletown, hereby certify the foregoing to be a true copy of a resolution adopted by the Middletown Township Committee at their meeting held January 1, 2017.

WITNESS, my hand and the seal of the Township of Middletown this 1st day of January, 2017.

HEIDI R. BRUNT, TOWNSHIP CLERK

RESOLUTION NO. 17-35

**TOWNSHIP OF MIDDLETOWN
COUNTY OF MONMOUTH**

**RESOLUTION AWARDING PROFESSIONAL
SERVICES CONTRACT FOR TOWNSHIP AUDITOR**

WHEREAS, pursuant to N.J.S.A. 40A:5-4 there exists a need for the Township to retain the services of a qualified Registered Municipal Accountant (“RMA”) to conduct the Township’s annual audit and related professional services as needed; and

WHEREAS, while the Local Public Contracts Law (N.J.S.A. 40A:11-5(1)(a)) does not require competitive bidding for this position, and whereas two bids were nevertheless solicited and received pursuant to the Fair and Open Process (N.J.S.A. 19:44A-20.5), which were reviewed by the Township Committee and the Township Administrator; and

WHEREAS, subject to the certification of availability of funds by the Chief Financial Officer, Robert Swisher, RMA of the firm of Suplee, Clooney & Company has agreed to serve as the Township Auditor for the sum of \$80,375.00 for 2017.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Middletown in the County of Monmouth, State of New Jersey that Robert Swisher, RMA of the firm of Suplee, Clooney & Company, 308 East Broad Street, Westfield, New Jersey 07090 is hereby awarded a professional services contract to serve as the Township Auditor for 2017 for the sum of \$80,375.00.

BE IT FURTHER RESOLVED that the Mayor and the Clerk are hereby authorized and directed to execute an Agreement for the provision of such professional services, a copy of which shall be maintained by the Clerk and advertised in the Township’s official newspaper pursuant to law.

RESOLUTION NO. 17-36

**TOWNSHIP OF MIDDLETOWN
COUNTY OF MONMOUTH**

**RESOLUTION AWARDING PROFESSIONAL SERVICES CONTRACT FOR
ARCHITECT OF RECORD PURSUANT TO FAIR & OPEN PROCESS**

WHEREAS, the Township regularly needs the services of a licensed professional architect for work and planning being done at multiple Township facilities; and

WHEREAS, while the Local Public Contracts Law (N.J.S.A. 40A:11-5(1)(a)) does not require competitive bidding for this position it was nevertheless advertised pursuant to the Fair and Open Process (N.J.S.A. 19:44A-20.5) with one bid having been received; and

WHEREAS, arcari iovino architects, pc have been working with the Township and have been recommended by the Township Administrator to continue such work; and

WHEREAS, subject to the certification of availability of funds by the Chief Financial Officer, arcari iovino architects, pc are qualified and have agreed to provide professional licensed architectural services, as requested, pursuant to the rate schedules provided for in its proposal for 2017.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Middletown in the County of Monmouth, State of New Jersey that arcari iovino architects, pc, located at One Katherine Street, Little Ferry, New Jersey 07643 is hereby awarded a professional services contract to serve as the Township's Architect of Record for 2017 in an amount not to exceed \$50,000.

BE IT FURTHER RESOLVED that the Mayor and the Clerk are hereby authorized and directed to execute an Agreement for the provision of such professional services, a copy of which shall be maintained by the Clerk and advertised in the Township's official newspaper pursuant to law.

RESOLUTION NO. 17-37

**TOWNSHIP OF MIDDLETOWN
COUNTY OF MONMOUTH**

**RESOLUTION AWARDING PROFESSIONAL
SERVICE CONTRACT FOR BOND COUNSEL**

WHEREAS, pursuant to § 4-32E of the Code of the Township of Middletown there exists a need to appoint an individual or law firm to serve as special counsel to the Township of Middletown as bond counsel as may be needed; and

WHEREAS, while the Local Public Contracts Law (N.J.S.A. 40A:11-5(1)(a)) does not require competitive bidding for this position it was nevertheless advertised pursuant to the Fair and Open Process (N.J.S.A. 19:44A-20.5) with three bids having been received and considered for the position of Bond Counsel by the Township Committee based upon recommendations provided by the Township Administrator; and

WHEREAS, subject to the certification of availability of funds by the Chief Financial Officer, the law firm of Gibbons PC, One Gateway Center, Newark, New Jersey 07102, has qualified and agreed to provide legal counseling as Bond Counsel at transactional rates specified by contract in an amount estimated not to exceed \$30,000, exclusive of fees for filing fees, legal research, or other reasonable approved expenses.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Middletown in the County of Monmouth, State of New Jersey that the law firm of Gibbons PC is hereby awarded a professional services contract for the provision of legal services as Bond Counsel to the Township as needed during 2017 for an amount estimated not to exceed \$30,000.

BE IT FURTHER RESOLVED that the Mayor and the Clerk are hereby authorized and directed to execute an Agreement for the provision of such professional services, a copy of which shall be maintained by the Clerk and advertised in the Township's official newspaper pursuant to law.

RESOLUTION NO. 17-38

**TOWNSHIP OF MIDDLETOWN
COUNTY OF MONMOUTH**

**RESOLUTION AWARDING PROFESSIONAL
SERVICE CONTRACTS FOR SPECIAL CONFLICTS COUNSEL**

WHEREAS, pursuant to § 4-32E of the Code of the Township of Middletown there exists a need to appoint individuals or law firms to serve as special counsel to the Township of Middletown to address legal matters in which the Township Attorney or General Special Counsel may have a conflict under the New Jersey Court Rules or other applicable laws or regulations; and

WHEREAS, while the Local Public Contracts Law (N.J.S.A. 40A:11-5(1)(a)) does not require competitive bidding for this position it was nevertheless advertised pursuant to the Fair and Open Process (N.J.S.A. 19:44A-20.5) with two bids having been received and considered; and

WHEREAS, based on the recommendation of the Township Administrator the law firms of McOmber & McOmber and Bernard M. Reilly, Esq. have qualified and agreed to serve as Special Conflicts Counsel at rates of \$150 per hour and \$100 per hour respectively, exclusive of fees for witnesses, experts, filing fees, legal research, or other reasonable allowable expenses.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Middletown in the County of Monmouth, State of New Jersey that the law firms of McOmber & McOmber and Bernard M. Reilly, Esq. are hereby awarded a professional services contracts for the provision of legal services as Special Conflicts Counsel to the Township as needed during 2017 for an estimated amount not to collectively exceed \$40,000.

BE IT FURTHER RESOLVED that the Mayor and the Clerk are hereby authorized and directed to execute Agreements for the provision of such professional services, copies of which shall be maintained by the Clerk and advertised in the Township's official newspaper pursuant to law.

RESOLUTION NO. 17-39

**TOWNSHIP OF MIDDLETOWN
COUNTY OF MONMOUTH**

**RESOLUTION AWARDING PROFESSIONAL SERVICES
CONTRACTS FOR QUALIFIED CONSULTING ENGINEERS**

WHEREAS, there exists a need for the Township to retain the services of qualified and licensed engineering firms to provide professional engineering services in relation to the maintenance of the Township's 400 miles of roadway, parks and facilities, and to provide planning and review services that cannot be addressed entirely by the Township Engineer; and

WHEREAS, while the Local Public Contracts Law (N.J.S.A. 40A:11-5(1)(a)) does not require competitive bidding for this position it was nevertheless advertised pursuant to the Fair and Open Process (N.J.S.A. 19:44A-20.5) with six bids having been received and considered for the position of Qualified Consulting Engineer; and

WHEREAS, for 2017 again, the Township has determined to appoint multiple qualified consulting engineering firms to be assigned on a case-by-case basis by the Township Engineer based on expertise, availability and pricing; and

WHEREAS, based on the recommendation of the Township Administrator, the engineering firms of Maser Consulting, T&M Associates, CME Associates, David Hoder, H2M, and Najarian Associates are all qualified and have agreed to provide professional engineering services pursuant to the rate schedules provided for in their respective proposals for 2017, subject to the Certification of availability of funds being provided by the Chief Financial Officer.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Middletown in the County of Monmouth, State of New Jersey that the engineering firms of Maser Consulting, T&M Associates, CME Associates, David Hoder, H2M, and Najarian Associates are hereby offered and awarded professional services contracts to serve as Qualified Consulting Engineers for 2017 pursuant to the rate schedules provided for in their proposals for 2017.

BE IT FURTHER RESOLVED that the Mayor and the Clerk are hereby authorized and directed to execute Agreements for the provision of such professional services, copies of which shall be maintained by the Clerk and advertised in the Township's official newspaper pursuant to law.

RESOLUTION NO. 17-40

**TOWNSHIP OF MIDDLETOWN
COUNTY OF MONMOUTH**

**RESOLUTION AWARDING PROFESSIONAL SERVICE
CONTRACTS FOR WORKERS COMPENSATION COUNSEL**

WHEREAS, pursuant to § 4-32E of the Code of the Township of Middletown there exists a need to appoint an individual or law firm to serve as special counsel to the Township of Middletown to handle workers compensation matters as may be needed; and

WHEREAS, while the Local Public Contracts Law (N.J.S.A. 40A:11-5(1)(a)) does not require competitive bidding for this position it was nevertheless advertised pursuant to the Fair and Open Process (N.J.S.A. 19:44A-20.5) with two bids having been received and considered for the position of workers compensation counsel by the Township Committee based upon recommendations provided by the Township Administrator; and

WHEREAS, subject to the certification of availability of funds by the Chief Financial Officer, the law firm of Caphardt & Scatchard has qualified and agreed to provide legal services in relation workers compensation matters; and

WHEREAS, the law firm of Caphardt & Scatchard has agreed to perform at rates of \$155 to \$95 per hour, estimated not to exceed \$17,500, exclusive of fees for witnesses, experts, filing fees, legal research, or other reasonable allowable expenses.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Middletown in the County of Monmouth, State of New Jersey that the law firm of Caphardt & Scatchard is hereby awarded a professional services contract for the provision of legal services as Special Workers Compensation Counsel to the Township as needed during 2017 for an estimated amount not to exceed \$17,500.

BE IT FURTHER RESOLVED that the Mayor and the Clerk are hereby authorized and directed to execute Agreements for the provision of such professional services, a copy of which shall be maintained by the Clerk and advertised in the Township's official newspaper pursuant to law.

RESOLUTION NO. 17-41

**TOWNSHIP OF MIDDLETOWN
COUNTY OF MONMOUTH**

**RESOLUTION AWARDING PROFESSIONAL SERVICE
CONTRACT FOR TAX APPEALS COUNSEL**

WHEREAS, pursuant to § 4-32E of the Code of the Township of Middletown there exists a need to appoint an individual or law firm to serve as special counsel to the Township of Middletown to handle legal matters relating to tax appeals as may be needed; and

WHEREAS, while the Local Public Contracts Law (N.J.S.A. 40A:11-5(1)(a)) does not require competitive bidding for this position it was nevertheless advertised pursuant to the Fair and Open Process (N.J.S.A. 19:44A-20.5) with two bids having been received and considered for the positions of Tax Appeals Counsel by the Township Committee based upon recommendations provided by the Township Administrator and Tax Assessor; and

WHEREAS, subject to the certification of availability of funds by the Chief Financial Officer, Bernard Reilly, Esq. has qualified and agreed to provide legal services for tax appeals at a rate of \$100 per hour, and the law firm of O'Donnell & McCord has qualified and agreed to provide these services for \$145 per hour, collectively for a total estimated not to exceed \$60,000, exclusive of fees for witnesses, experts, filing fees, legal research, title work, or other reasonable approved expenses.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Middletown in the County of Monmouth, State of New Jersey that Bernard Reilly, Esq., 90 Maple Avenue, Red Bank, New Jersey 07701 and the law firm of O'Donnell & McCord, 15 Mount Kemble Avenue, Morristown, NJ 07960 are hereby awarded professional services contracts for the provision of legal services as Special Tax Appeals Counsel to the Township as needed during 2017 for a collective amount estimated not to exceed \$60,000.

BE IT FURTHER RESOLVED that the Mayor and the Clerk are hereby authorized and directed to execute Agreements for the provision of such professional services, copies of which shall be maintained by the Clerk and advertised in the Township's official newspaper pursuant to law.

RESOLUTION NO. 17-42

**TOWNSHIP OF MIDDLETOWN
COUNTY OF MONMOUTH**

**RESOLUTION AWARDING PROFESSIONAL SERVICE
CONTRACTS FOR SPECIAL LABOR COUNSEL**

WHEREAS, pursuant to § 4-32E of the Code of the Township of Middletown there exists a need to appoint an individual or law firm to serve as special counsel to the Township of Middletown to handle labor matters as may be needed; and

WHEREAS, while the Local Public Contracts Law (N.J.S.A. 40A:11-5(1)(a)) does not require competitive bidding for this position it was nevertheless advertised pursuant to the Fair and Open Process (N.J.S.A. 19:44A-20.5) with one bid having been received and considered for the position of Special Labor Counsel by the Township Committee based upon recommendations provided by the Township Administrator; and

WHEREAS, subject to the certification of availability of funds by the Chief Financial Officer, the law firm of O'Toole, Fernandez, Weiner & VanLieu has qualified and agreed to provide legal services in relation to Special Labor Counsel matters at a rate of \$145 per hour, exclusive of fees for witnesses, experts, filing fees, legal research, or other reasonable approved expenses.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Middletown in the County of Monmouth, State of New Jersey that the law firm of O'Toole, Fernandez, Weiner & VanLieu are hereby awarded professional services contracts for the provision of legal services as Special Labor Counsel to the Township as needed during 2017 for an estimated amount not to exceed \$60,000.

BE IT FURTHER RESOLVED that the Mayor and the Clerk are hereby authorized and directed to execute Agreements for the provision of such professional services, a copy of which shall be maintained by the Clerk and advertised in the Township's official newspaper pursuant to law.

RESOLUTION NO. 17-43

**TOWNSHIP OF MIDDLETOWN
COUNTY OF MONMOUTH**

**RESOLUTION AWARDING CONTRACT FOR
EMPLOYEE ASSISTANCE PROVIDER**

WHEREAS, the Township has found that it is beneficial to have in place an Employee Assistance Program, which is a third-party professional agency providing counseling and referral services for employees and their dependents, and the program has worked well for several years helping reduce the Township's health benefits and other costs; and

WHEREAS, while the Local Public Contracts Law does not require competitive bidding for contracts anticipated to be below \$17,500, or which are specialized and qualitative in nature requiring expertise, extensive training and proven reputation in the field of endeavor, but it was nevertheless advertised pursuant to the Fair and Open Process (N.J.S.A. 19:44A-20.5) with no bids having been received and considered for the position of Employee Assistance Provider by the Township Committee based upon recommendations provided by the Township Administrator to nevertheless make an award to the incumbent provider pursuant to the non-fair and open process; and

WHEREAS, subject to the certification of availability of funds by the Chief Financial Officer, Employee Consulting Services is qualified and has agreed to provide professional services in relation to the provision of employee assistance pursuant to the rate schedules provided for in its proposal for 2017.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Middletown in the County of Monmouth, State of New Jersey that Employee Consulting Services (Dr. Michael Kahn) is hereby awarded a contract for the provision of the Township's employee assistance program as needed during 2017 for an amount estimated not to exceed \$10,475.00, plus \$25.00 per employee to which such services are provided.

BE IT FURTHER RESOLVED that the Mayor and the Clerk are hereby authorized and directed to execute an Agreement for the provision of such professional services, a copy of which shall be maintained by the Clerk and advertised in the Township's official newspaper pursuant to law.

RESOLUTION NO. 17-44

**TOWNSHIP OF MIDDLETOWN
COUNTY OF MONMOUTH**

**RESOLUTION AWARDING PROFESSIONAL SERVICES
CONTRACT FOR RISK MANAGEMENT CONSULTANT**

WHEREAS, the Township requires various insurance coverages, including automobile, general liability, workers compensation, employee health, prescription, dental, and other insurance coverages, and requires assistance in soliciting and reviewing insurance proposals and assessments as to traditional insurance coverages and policies as well as alternative forms of coverage through self-insurance, municipal self-insurance funds, and combinations of same, and requires the services of a licensed professional insurance brokers in order to solicit and assess such various insurance policies and carriers and alternative coverages and provide risk management consulting services, and also to serve as the risk management representative to the Monmouth County Joint Insurance Fund (JIF), through which the Township is also a participant and insured; and

WHEREAS, while the Local Public Contracts Law (N.J.S.A. 40A:11-5(m)) does not require competitive bidding for this position it was nevertheless advertised pursuant to the Fair and Open Process (N.J.S.A. 19:44A-20.5) with one bid having been received and considered for the position of Risk Management Consultant by the Township Committee based upon recommendations provided by the Township Administrator; and

WHEREAS, Peter Soriero of Allied Risk Management is qualified and has agreed to provide such insurance-related services with fees for insurance placement services anticipated to be paid through customary brokerage commissions and fees paid by the Insurance companies and/or Joint Insurance Funds to the broker/risk management consultant, and it is anticipated that the services provided will result in minimal or no direct cost to or payments by the Township.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Middletown in the County of Monmouth, State of New Jersey that Peter Soriero of Allied Risk Management, One International Blvd., Suite 405, Mahwah NJ 07495 is hereby awarded a professional services contract to serve as the Township's Risk Management Consultant for 2017.

BE IT FURTHER RESOLVED that the Mayor and the Clerk are hereby authorized and directed to execute an Agreement for the provision of such professional services, a copy of which shall be maintained by the Clerk and advertised in the Township's official newspaper pursuant to law.

RESOLUTION NO. 17-45

**TOWNSHIP OF MIDDLETOWN
COUNTY OF MONMOUTH**

**RESOLUTION AUTHORIZING PROFESSIONAL SERVICE AGREEMENT FOR
SPECIAL LEGAL COUNSEL TO REPRESENT JOINT MEETING OF
MUNICIPALITIES IN THE MATTER OF THE PETITION OF JCP&L PURSUANT TO
N.J.S.A. 40:55D-19 FOR A DETERMINATION THAT THE MONMOUTH COUNTY
RELIABILITY PROJECT IS REASONABLY NECESSARY FOR THE SERVICE,
CONVENIENCE OR WELFARE OF THE PUBLIC, BPU DOCKET NO. EO16080750**

WHEREAS, in 2016, the Township of Middletown (“the Township”) and other governmental entities affected by JCP&L’s proposed transmission line project formed a Joint Meeting pursuant to the Uniform Shared Services and Consolidation Act (N.J.S.A. 40A:65-1 et seq.) for the purpose of intervening pursuant to N.J.S.A. 48:2-32.2 In the Matter of the Petition of JCP&L Pursuant to N.J.S.A. 40:55D-19 for a Determination that the Monmouth County Reliability Project is Reasonably Necessary for the Service, Convenience or Welfare of the Public, BPU Docket No. EO16080750 (“the Petition”); and

WHEREAS, pursuant to § 4-32E of the Code of the Township of Middletown there exists a need to appoint an individual or law firm to serve as special counsel to the Township to handle certain specialized legal matters; and

WHEREAS, it has been determined that special legal counsel continues to be required for this purpose, and as the Lead Agency, the Township solicited proposals from various experienced legal counsel in the field of public utilities law who were capable of serving as special legal counsel in this above-referenced matter; and

WHEREAS, while the Local Public Contracts Law (N.J.S.A. 40A:11-5(1)(a)) does not require competitive bidding for this position it was nevertheless advertised pursuant to the Fair and Open Process (N.J.S.A. 19:44A-20.5) with one bid having been received and considered for the positions of Special Legal Counsel on the MCRP matter; and

WHEREAS, the law firm of Bevan, Mosca & Giuditta PC, which is highly qualified and capable of continuing to represent the Joint Meeting in this matter, has agreed to continue its representation of the Joint Meeting for rates ranging from \$220 to \$190 per hour for a total amount anticipated amount not to exceed \$35,000 in 2017.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Middletown in the County of Monmouth, State of New Jersey that the Mayor is hereby authorized and directed to execute a professional services agreement with the law firm of Bevan, Mosca & Giuditta PC, 222 Mount Airy Road, Suite 200, Basking Ridge, New Jersey 07920 in an amount not to exceed \$60,000 for 2017.

BE IT FURTHER RESOLVED that the Township's Chief Financial Officer is authorized and directed to utilize funds deposited in the escrow account established for the Joint Meeting from which funds for this contract may be certified and paid from upon submission of invoices and purchase orders.

BE IT FURTHER RESOLVED that notice of this appointment shall be published by the Township Clerk in the Township's official newspaper.

RESOLUTION NO. 17-46

**TOWNSHIP OF MIDDLETOWN
COUNTY OF MONMOUTH**

**RESOLUTION AUTHORIZING PROFESSIONAL SERVICE AGREEMENT FOR AN
EXPERT TO REPRESENT JOINT MEETING OF MUNICIPALITIES IN THE
MATTER OF THE PETITION OF JCP&L PURSUANT TO N.J.S.A. 40:55D-19 FOR A
DETERMINATION THAT THE MONMOUTH COUNTY RELIABILITY PROJECT IS
REASONABLY NECESSARY FOR THE SERVICE, CONVENIENCE OR WELFARE
OF THE PUBLIC, BPU DOCKET NO. EO16080750**

WHEREAS, in 2016, the Township of Middletown (“the Township”) and other governmental entities affected by JCP&L’s proposed transmission line project formed a Joint Meeting pursuant to the Uniform Shared Services and Consolidation Act (N.J.S.A. 40A:65-1 et seq.) for the purpose of intervening pursuant to N.J.S.A. 48:2-32.2 In the Matter of the Petition of JCP&L Pursuant to N.J.S.A. 40:55D-19 for a Determination that the Monmouth County Reliability Project is Reasonably Necessary for the Service, Convenience or Welfare of the Public, BPU Docket No. EO16080750 (“the Petition”); and

WHEREAS, it has been determined that an expert is required for this purpose to assist special legal counsel in this proceeding, and as the Lead Agency, the Township solicited an expert who has worked on similar matters who is capable of serving the Joint Meeting in this matter; and

WHEREAS, while the Local Public Contracts Law (N.J.S.A. 40A:11-5(1)(a)) does not require competitive bidding for this position it was nevertheless advertised pursuant to the Fair and Open Process (N.J.S.A. 19:44A-20.5) with no specific bids outside of the Township’s Qualified Consulting Engineers being received; and

WHEREAS, a responsive proposal was received from Maser Consulting, a Qualified Consulting Engineer of the Township’s, which is highly qualified and capable of continuing to represent the Joint Meeting as an expert in this matter for an amount estimated not to exceed \$50,000 in 2017; and

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Middletown in the County of Monmouth, State of New Jersey that the Mayor is hereby authorized and directed to execute a professional services agreement with Maser Consulting, 331 Newman Springs Road, Suite 203, Red Bank, New Jersey in an amount not to exceed \$50,000 in 2017 to continue its services as the Joint Meeting’s expert in the MCRP matter.

BE IT FURTHER RESOLVED that the Township’s Chief Financial Officer is authorized and directed to utilize funds deposited in the escrow account established for the Joint Meeting from which funds for this contract may be certified and paid from upon submission of invoices and purchase orders.

BE IT FURTHER RESOLVED that notice of this appointment shall be published by the Township Clerk in the Township's official newspaper.

RESOLUTION 17-

APPOINTMENT OF OFFICIAL DEPOSITORIES

**BE IT RESOLVED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
MIDDLETOWN, COUNTY OF MONMOUTH, STATE OF NEW JERSEY**, as follows:

1. That PNC Bank, Sovereign Bank, New Jersey Cash Management Fund, NJ/ARM Asset & Rebate Management Program, MBIA Investors Service Corporation, Columbia Savings Bank, TD Bank, Two Rivers Community Bank, Amboy National Bank, Provident Bank, Bank Of America, Valley National Bank, Investors Savings Bank, Chase Bank, Hudson City Savings Bank, Wells Fargo, and United Teletech Financial FCU are hereby designated as the official depositories of the Township of Middletown for the year 2017 under the "Governmental Unit Depository Protection Act."
2. A certified copy of this resolution shall be provided by the Township Clerk to each of the
following:
 - a. Department of Finance

MIDDLETOWN TOWNSHIP COMMITTEE

Committee Member	Approved	Opposed	Abstain	Absent
Mayor Scharfenberger				
A. Fiore				
S. Massell				
S. Murray				
K. Settembrino				

CERTIFICATION

I, Heidi R. Brunt, Township Clerk of the Township of Middletown, hereby certify the foregoing to be a true copy of a resolution adopted by the Middletown Township Committee at their meeting held January 1, 2017.

WITNESS, my hand and the seal of the Township of Middletown this 1st day of January, 2017.

HEIDI R. BRUNT, TOWNSHIP CLERK

RESOLUTION 17-48

ESTABLISHMENT OF OFFICIAL NEWSPAPERS

BE IT RESOLVED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MIDDLETOWN, COUNTY OF MONMOUTH, STATE OF NEW JERSEY, as follows:

1. During the year 2017, the official newspapers for this municipality shall be The Star Ledger, The Independent and The Two River Times pursuant to NJSA 40:53-1 and NJSA 40:53-2.

2. A certified copy of this resolution shall be provided by the Township Clerk to each of the following:

- a. The Independent
- b. The Two River Times
- c. The Star Ledger

RESOLUTION 17-49

APPOINTMENT OF OFFICIAL SEARCHER

BE IT RESOLVED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MIDDLETOWN, COUNTY OF MONMOUTH, STATE OF NEW JERSEY, as follows:

1. Heidi R. Brunt, Township Clerk, be and is hereby appointed Official Searcher for improvements made or to be made and assessed locally for the year 2017.
2. A certified copy of this resolution shall be provided by the Township Clerk to each of the following:
 - a. Township Clerk
 - b. Comptroller

MIDDLETOWN TOWNSHIP COMMITTEE

Committee Member	Approved	Opposed	Abstain	Absent
A. Fiore				
S. Massell				
S. Murray				
G. Scharfenberger				
K. Settembrino				

CERTIFICATION

I, Heidi R. Brunt, Township Clerk of the Township of Middletown, hereby certify the foregoing to be a true copy of a resolution adopted by the Middletown Township Committee at their meeting held January 1, 2017.

WITNESS, my hand and the seal of the Township of Middletown this 1st day of January, 2017.

HEIDI R. BRUNT, TOWNSHIP CLERK

RESOLUTION 17-50

APPOINTMENT OF TAX SEARCHER

BE IT RESOLVED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MIDDLETOWN, COUNTY OF MONMOUTH, STATE OF NEW JERSEY,
as follows:

1. Judith Vassallo, Tax Collector, be and he is hereby appointed Official Searcher for improvements made or to be made and assessed locally for the year 2017.
2. A certified copy of this resolution shall be provided by the Township Clerk to each of the following:
 - a. Judith Vassallo
 - b. Comptroller

MIDDLETOWN TOWNSHIP COMMITTEE

Committee Member	Approved	Opposed	Abstain	Absent
A. Fiore				
S. Massell				
S. Murray				
G. Scharfenberger				
K. Settembrino				

CERTIFICATION

I, Heidi R. Brunt, Township Clerk of the Township of Middletown, hereby certify the foregoing to be a true copy of a resolution adopted by the Middletown Township Committee at their meeting held January 1, 2017.

WITNESS, my hand and the seal of the Township of Middletown this 1st day of January, 2017.

HEIDI R. BRUNT, TOWNSHIP CLERK

RESOLUTION 17-51

TOWNSHIP OF MIDDLETOWN COUNTY OF MONMOUTH

ANNUAL MEETING NOTICE

WHEREAS, the Open Public Meetings Act (N.J.S.A. 10:4-6 et seq.) provides for the giving of the annual notice by public bodies of the time, date and location of the regular meetings of such public body to be held during the succeeding year; and

WHEREAS, the Open Public Meetings Act hereinafter referred to as The Act, authorizes a public body to make certain other determinations and take certain other actions in conformance therewith.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Middletown, as follows:

1. Regular meetings of this committee shall be held during the 2017 calendar year at 8:00 p.m. at the Middletown Township Municipal Building, Main Meeting Room, One Kings Highway, Middletown, New Jersey on the following dates:

January 17 (Tuesday)
February 21 (Tuesday)
March 20
April 17
May 15
June 19
July 17
August 21
September 18
October 16
November 20
December 18

Workshop meetings of the Middletown Township Committee shall be held during the 2017 calendar year at 8:00 p.m. at the Middletown Township Municipal Building, Conference Room, One Kings Highway, Middletown, New Jersey on the following dates:

February 6
March 6
April 3
May 1
June 5
September 5 (Tuesday)
October 2
December 4

* The Reorganization Meeting of the Township Committee for the year 2017 will be held on Sunday, January 7, 2018.

At all regular and workshop meetings of the Middletown Township Committee formal action will be taken on any matter subject to compliance with the Open Public Meetings Act respecting issuance of the "48 hour notice" containing the agenda for such regular and workshop meetings, to the extent known.

2. Executive Sessions will be held at 7:00 p.m. preceding each Regular Meeting and Workshop Meeting in 2017 to discuss personnel matters, labor relations, pending litigation and other matters permitted for closed session under N.J.S.A. 10:4-12. At 7:00 p.m., prior to each Executive Session, the Township Committee will convene in open session at which time an Executive Session Resolution specifying the general nature of the items to be discussed in Executive Session will be adopted in accord with N.J.S.A. 10:4-13. All such meeting sessions will be held in the Conference Room, Town Hall, One Kings Highway, Middletown, N.J., unless otherwise noted as per the law.

3. The following newspapers are hereby designated as the newspapers to receive any and all notices required or permitted to be given under The Act, shall including but not limited to Annual Notice and 48 hour notices, as needed:

- a. The Star Ledger, The Independent and The Two River Times, which are hereby designated and determined to be the official newspapers which have the greatest likelihood of informing the public within the area of jurisdiction of this Township of its meetings.

4. Copies of this Resolution and any revisions or modification thereof, certified to be true copies by the Clerk of this municipality, be disseminated and distributed as required by The Act as follows:

- a. The Star Ledger, The Independent and the Two River Times which are hereby designated and determined to be the official newspapers which have the greatest likelihood of informing the public within the area of jurisdiction of this Township of its meetings; and
- b. Filed with the Municipal Clerk of this municipality; and
- c. Mailed to such other person as may be entitled thereto under the terms of the Act and this Resolution.

5. Pursuant to N.J.S.A. 10:4-19, the Municipal Clerk is hereby authorized and directed to mail such notice as may be required and authorized under the Act to any person requesting the same providing that person has first complied with the following terms and conditions:

- a. Any and all request for notice under the act shall be made in writing either by letter or by signing a request list to be maintained in the Office of the Municipal Clerk.
6. Take further notice that further resolutions may be adopted at these public meetings and/or workshop meetings providing for the Township Committee to meet in executive session specifying matters to be discussed requiring confidentiality and/or of a privileged nature as permitted by N.J.S.A. 10:4-12 and 13.
7. Take further notice that regular public and/or workshop meetings or executive session may be canceled or adjourned. Rescheduled regular public and/or workshop meetings shall be duly advertised with appropriate notice being provided.

RESOLUTION NO. 17-52

**TOWNSHIP OF MIDDLETOWN
COUNTY OF MONMOUTH**

**RESOLUTION AUTHORIZING DEPUTY MAYOR
TO SOLEMNIZE MARRIAGES OR CIVIL UNIONS**

WHEREAS, pursuant to N.J.S.A. 37:1-13a, the Deputy Mayor may be authorized to solemnize marriages or civil unions when authorized by the Mayor or Chairman of the Township Committee; and

WHEREAS, the Mayor who serves as Chairman of the Township Committee wishes to permit the Deputy Mayor to solemnize marriages or civil unions.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Middletown in the County of Monmouth, State of New Jersey that pursuant to N.J.S.A. 37:1-13a, the Deputy Mayor is hereby authorized to solemnize marriages or civil unions between such persons as may lawfully enter into a matrimonial relationship or civil union under New Jersey law.

MIDDLETOWN TOWNSHIP COMMITTEE

Committee Member	Approved	Opposed	Abstain	Absent
A. Fiore				
S. Massell				
S. Murray				
G. Scharfenberger				
K. Settembrino				

CERTIFICATION

I, Heidi R. Brunt, Township Clerk of the Township of Middletown, hereby certify the foregoing to be a true copy of a resolution adopted by the Middletown Township Committee at their meeting held January 1, 2017.

WITNESS, my hand and the seal of the Township of Middletown this 1st day of January, 2017.

HEIDI R. BRUNT, TOWNSHIP CLERK

RESOLUTION 17-53

ESTABLISHING ROBERTS RULES OF ORDER

BE IT RESOLVED by the Township Committee of the Township of Middletown, County of Monmouth and State of New Jersey that the Township Committee will adopt Robert's Rules of Order for use as parliamentary procedure for all Township Committee Meetings.

MIDDLETOWN TOWNSHIP COMMITTEE

Committee Member	Approved	Opposed	Abstain	Absent
A. Fiore				
S. Massell				
S. Murray				
G. Scharfenberger				
K. Settembrino				

CERTIFICATION

I, Heidi R. Brunt, Township Clerk of the Township of Middletown, hereby certify the foregoing to be a true copy of a resolution adopted by the Middletown Township Committee at their meeting held January 1, 2017.

WITNESS, my hand and the seal of the Township of Middletown this 1st day of January, 2017.

HEIDI R. BRUNT, TOWNSHIP CLERK

RESOLUTION NO. 17-54

ESTABLISHING STANDING RULES

WHEREAS, Article 2-6(d) provides for the Township Committee to establish rules of order for Township meetings; and

WHEREAS, it is the desire of the Township Committee to provide for effective and productive township meetings, to hear from its residents in a timely manner, and to conduct the large volume of township business within the time constraints available at public meetings in a more orderly, productive manner.

NOW, THEREFORE, BE IT RESOLVED that the attached Standing Rules for Regular Meetings of the Township Committee be established, adopted, and utilized as rules of order governing the conduct of all meetings of the Township Committee.

STANDING RULES FOR MEETINGS OF THE TOWNSHIP COMMITTEE

1. The Mayor or other Committeeperson acting as the Mayor shall act as the Chair of meetings of the Township Committee.
2. Any persons desiring to speak on either an ordinance or during the public comment section shall raise their hand and must be recognized by the Chair before speaking. All comments by the members of the public shall be made from the podium after first having been recognized by the Chair.
4. As to the public comment portion of the meeting, all persons recognized to speak may speak once for a maximum of five minutes.
5. Any speaker who exceeds these time limits shall be ruled out of order and subject to removal. Each five minute period is personal to each speaker and made not be ceded to another person.
6. No profanity shall be permitted. Any person who uses profanity may be ruled out of order and subject to removal.
7. Questions or comments of the public should be directed to the Chair. If appropriate, the Chairperson may direct and recognize a staff employee or professional of the Township to respond. The Chair may request that any question asked of the Township Committee or its staff or professionals which, due to its complexity or need for research or factual investigation cannot be answered immediately, be placed in writing by the inquirer and directed to the appropriate Township official and that an answer be provided to the inquirer as soon as possible.
8. Any of these Standing Rules may be suspended for a particular matter by vote of a majority of the Township Committee present at the meeting.
9. As to Township Committee meetings, members or invited guests may participate via conference call video conference or skype. Members of the Township Committee are permitted to vote via these telecommunications capabilities.

**RESOLUTION 2017-
RESOLUTION AUTHORIZING A TEMPORARY BUDGET FOR 2017**

WHEREAS, N.J.S. 40A:4-19 provides that where any contract, commitment or payments are to be made prior to the final adoption of the 2017 budget, temporary appropriations should be made for the purpose and amounts required in the manner and time therein provided, and

WHEREAS, the date of this resolution is within the first 30 days of the fiscal year, and

WHEREAS, the total appropriations in the 2016 current fund budget, exclusive of any appropriations made for interest and debt redemption charges, capital improvement and public assistance, is the sum of \$62,778,173.63 and

WHEREAS, 26.25% of the total appropriations in the 2016 budget, exclusive of any appropriations made for interest and debt redemption charges, capital improvement and public assistance in said budget is the sum of \$16,479,270.58 and

WHEREAS, the total debt service for the municipal budget temporary appropriations is \$5,955,728.00 and

WHEREAS, the total appropriation in the 2016 solid waste district budget, exclusive of any appropriations made for interest and debt redemption charges, capital improvement and public assistance, is the sum of \$3,695,300.00 and

WHEREAS, 26.25% of the total appropriations in the 2016 solid waste district budget, exclusive of any appropriations made for interest and debt redemption charges, capital improvement and public assistance in said budget is the sum of \$970,016.25 and

NOW, THEREFORE, BE IT RESOLVED by the Township committee of the Township of Middletown, in the County of Monmouth, State of New Jersey, that the attached listing (Attachment 1 – 2017 Temporary Budget Worksheet) of appropriations be made and a certified copy of this resolution be transmitted to the Chief Financial Officer for her records:

MIDDLETOWN TOWNSHIP COMMITTEE

Committee Member	Approved	Opposed	Abstain	Absent
Mayor Scharfenberger				
A. Fiore				
S. Massell				
S. Murray				
K. Settembrino				

CERTIFICATION

I, Heidi R. Brunt, Township Clerk of the Township of Middletown hereby certify the foregoing to be a true copy of a resolution adopted by the Middletown Township Committee at their meeting held January 1, 2017.

WITNESS, my hand and the seal of the Township of Middletown this 1st day of January 2017.

HEIDI R. BRUNT
TOWNSHIP CLERK

Attachment 1 - 2017 Temporary Budget Worksheet

		1/1/2017 Meeting
Account Number	Description	
Current Fund		
7-01-20-100-100-100	A/E S&W	177,447.11
7-01-20-100-100-200	A/E O&E	22,194.38
7-01-20-100-101-100	Purchasing S&W	38,627.14
7-01-20-100-101-200	Purchasing O&E	984.38
7-01-20-110-100-100	Township Committee S&W	4,200.00
7-01-20-110-100-208	Township Committee Other Expense	918.75
7-01-20-120-100-100	Township Clerk S&W	90,644.93
7-01-20-120-100-200	Township Clerk O&E	26,302.50
7-01-20-120-101-101	Elections - Regular S&W	1,312.50
7-01-20-120-101-208	Elections - O&E	6,562.50
7-01-20-130-100-100	Finance - S&W	128,406.86
7-01-20-130-100-200	Finance - O&E	17,902.50
7-01-20-135-100-000	Finance Audit Control Account	27,037.50
7-01-20-140-100-100	MIS - S&W	80,370.68
7-01-20-140-100-200	MIS - O&E	64,522.50
7-01-20-145-100-100	Collector - S&W	66,965.59
7-01-20-145-100-200	Collector - O&E	9,982.88
7-01-20-145-101-260	Collector - Tax Title Liens	2,625.00
7-01-20-150-100-100	Assessor - S&W	95,506.43
7-01-20-150-100-200	Assessor - O&E	70,717.50
7-01-20-150-101-298	Assessor - Maintenance of Tax Maps - Engineer	3,937.50
7-01-20-155-100-200	Legal - O&E	132,825.00
7-01-20-165-100-200	Engineer - O&E	17,062.50
7-01-21-180-100-100	Planning - S&W	64,205.40
7-01-21-180-100-200	Planning - O&E	8,754.38
7-01-21-180-101-100	Planning Board - S&W	7,700.31
7-01-21-180-101-200	Planning Board - O&E	20,212.50
7-01-21-185-100-100	Zoning Board - S&W	7,700.31
7-01-21-185-100-200	Zoning Board - O&E	8,137.50
7-01-22-195-100-100	Inspections - S&W	324,578.10
7-01-22-195-100-200	Inspections - O&E	6,247.50
7-01-23-210-100-200	Insurance Claims Control Account	560,500.91
7-01-23-215-100-200	Insurance - Workmen's Comp	267,687.79
7-01-23-220-100-200	Insurance Benefits	2,940,625.00
7-01-23-225-100-200	Insurance - Unemployment	39,355.05
7-01-25-240-100-100	Police S&W	3,633,476.96
7-01-25-240-100-200	Police O&E	170,093.75
7-01-25-252-100-101	Emergency Management - S&W	9,801.23
7-01-25-252-100-200	Emergency Management - O&E	10,841.25
7-01-25-255-100-621	Fire-Aid Subsidy to fire Companies	64,968.75
7-01-25-260-100-200	First Aid - O&E	20,750.63
7-01-25-260-101-621	First Aid - Subsidy to Companies	52,500.00
7-01-25-265-100-100	Fire - S&W	22,023.75
7-01-25-265-100-200	Fire - O&E	98,240.63
7-01-25-265-101-100	Uniform Fire Safety - S&W	34,722.71
7-01-25-265-101-200	Uniform Fire Safety - O&E	3,150.00
7-01-25-265-102-306	Fire-Uniform Fire Safety - LEA R	18,118.01

7-01-25-275-100-100	Prosecutor - S&W	21,417.38
7-01-25-445-100-273	Fire-Hydrant Services	192,937.50
7-01-26-290-100-100	Streets & Roads - S&W	638,237.51
7-01-26-290-100-200	Streets & Roads - O&E	195,037.50
7-01-26-290-101-200	Snow - O&E	251,606.25
7-01-26-290-102-100	Parks - S&W	251,809.43
7-01-26-290-102-200	Parks - O&E	94,421.25
7-01-26-290-103-238	Beach Maintenance - O&E	1,312.50
7-01-26-290-104-100	Dept of Public Works Administration & Engineering-S&W	138,854.63
7-01-26-290-104-200	Dept of Public Works Administration & Engineering-O&E	7,612.50
7-01-26-300-102-208	Environmental Commission - O&E	350.00
7-01-26-305-100-100	Recycling - S&W	53,246.63
7-01-26-305-100-200	Recycling - O&E	227,115.00
7-01-26-310-100-100	Maintenance of Township Property - S&W	169,819.65
7-01-26-310-100-200	Maintenance of Township Property -O&E	119,831.25
7-01-26-315-100-100	Vehicle Maintenance - S&W	152,116.13
7-01-26-315-100-200	Vehicle Maintenance - O&E	116,550.00
7-01-26-325-100-250	Condominium Maintenance	21,000.00
7-01-27-330-100-100	Health - S&W	72,698.33
7-01-27-330-100-200	Health - O&E	10,303.13
7-01-27-330-101-100	Alliance - S&W	21,702.71
7-01-27-330-101-200	Alliance - O&E	7,632.19
7-01-27-340-100-624	Dog Control - O&E	16,668.75
7-01-28-370-100-100	Recreation - S&W	110,254.73
7-01-28-370-100-200	Recreation - O&E	26,637.19
7-01-29-390-100-100	Maintenance of Free Public Library	905,954.96
7-01-30-410-204-284	Fire Dept. - LOSAP	85,312.50
7-01-30-410-205-291	Railroad Parking Lot Lease	31,500.00
7-01-30-415-100-115	Accumulated Leave Compensation	131,250.00
7-01-30-415-100-125	Sick Time Buy Back	52,500.00
7-01-31-430-200-200	Utilities - O&E	136,500.00
7-01-31-435-200-271	Street Lights - Electricity	196,875.00
7-01-31-440-200-200	Utilities - Telephone	149,362.50
7-01-31-445-200-273	Utilities - Water	45,937.50
7-01-31-446-200-200	Utilities - Natural Gas	64,312.50
7-01-31-447-100-275	Utilities - Heating Oil	4,200.00
7-01-31-455-200-200	Utilities - Sewer	4,357.50
7-01-31-460-200-200	Utilities - Motor Fuel	187,687.50
7-01-35-470-200-208	Contingencies	5,250.00
7-01-36-471-200-284	Statutory Public Employees Retirement	392,234.59
7-01-36-472-200-284	Statutory - Social Security	324,870.00
7-01-36-475-200-284	Statutory - Police/Firemens Retirement	706,141.28
7-01-36-477-200-284	Defined Contribution Retirement Program (DCRP)	9,187.50
7-01-37-480-200-221	Insurance - Judgements/Settlements	32,812.50
7-01-42-101-200-270	Interlocal Agreement - BOE Fuel	34,125.00
7-01-42-101-200-271	Interlocal Agreement - Tax Collector	4,725.00
7-01-42-101-200-272	Interlocal Agreement-CFO Services	15,750.00
7-01-42-101-200-273	Interlocal Agreement- QPA Services	525.00
7-01-42-101-201-270	Interlocal - Welfare	1,312.50
7-01-42-101-202-233	Interlocal - Mon Cty Scat Agreement	6,431.25
7-01-42-101-203-270	Interlocal - Monmouth County Regional Health	39,628.84
7-01-42-101-204-233	Interlocal - Moumouth County Dispatch Services	124,687.50
7-01-43-490-100-100	Court - S&W	103,352.29

7-01-43-490-100-200	Court - O&E	10,710.00
7-01-43-495-100-101	Public Defender - S&W	4,188.71
		0.00
	TOTAL	16,212,303.02
	Debt Service	5,955,728.00
		22,168,031.02

Solid Waste District		
7-15-26-305-000-280	SWD Contractual Services	420,000.00
7-15-26-305-000-290	SWD Disposal Fees	472,500.00
	TOTAL	892,500.00

RESOLUTION NO. 17-56

**TOWNSHIP OF MIDDLETOWN
COUNTY OF MONMOUTH**

**RESOLUTION AWARDED CONTRACT FOR
DELTA DENTAL ADMINISTRATIVE AND
NETWORK SERVICES**

WHEREAS, the Township of Middletown for the past several years has engaged the services of Delta Dental Plan of NJ, Inc. for providing dental claims administrative and dental network services as part of the health benefits for Township employees; and

WHEREAS, it is necessary to ratify and approve the continuation of that Contract for dental claims administrative and network services for the year 2017 with the administrative services and costs for an estimated cost not to exceed \$30,000; and

WHEREAS, authorization for the award of this contract as an extraordinary unspecifiable service does not require public bidding pursuant to N.J.S.A. 40A:11-5(1)(m) as an insurance-related contract subject only to certification of availability of funds by the Chief Financial Officer.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Middletown that the Mayor and Township Clerk are authorized to execute the agreement with Delta Dental Plan of NJ, Inc. for the provision of dental claims administrative and network services for the year 2017 for the Township health benefit program for employees at the administrative fees as set forth in the attached contract made part hereof for an estimated contract amount not to exceed \$30,000.

BE IT FURTHER RESOLVED that notice of this contract award shall be published by the Township Clerk in the Township's official newspaper and a complete copy of the contract be maintained by the Clerk.

RESOLUTION NO. 17-57

**TOWNSHIP OF MIDDLETOWN
COUNTY OF MONMOUTH**

**RESOLUTION AWARDING CONTRACT FOR
PRESCRIPTION ADMINISTRATION SERVICES**

WHEREAS, the Township of Middletown for the past several years has engaged the services of BeneCard Services, Inc. for the provision of employee and retiree prescription claims administration services and Medicare drug subsidy services; and

WHEREAS, it is necessary to ratify and approve the continuation and extension of that contract for prescription services for the year 2017, and in order to maintain the continuity of said services, with a maximum estimated expenditure under said contract being estimated to be no more than \$32,000; and

WHEREAS, authorization for the award of this contract as an extraordinary unspecifiable service does not require public bidding pursuant to N.J.S.A.40A:11-5(1)(m) as an insurance-related contract subject only to certification of availability of funds by the Chief Financial Officer.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Middletown that the Mayor and Township Clerk are hereby authorized and directed to execute a contract with BeneCard Services, Inc. to provide prescription claims administrative and Medicare retiree drug subsidy services for the year 2017 for the Township health benefit program for employees and retirees at the rates set forth in the contract attached hereto and made part hereof in an amount estimated not to exceed \$32,000.

BE IT FURTHER RESOLVED that notice of this contract award shall be published by the Township Clerk in the Township's official newspaper and a complete copy of the contract be maintained by the Clerk.

RESOLUTION NO. 17-58

**TOWNSHIP OF MIDDLETOWN
COUNTY OF MONMOUTH**

**RESOLUTION AWARDDING THIRD PARTY HEALTH
CARE CLAIMS ADMINISTRATION SERVICES**

WHEREAS, the Township of Middletown for the past several years has engaged the services of Qualcare, Inc. for the provision of employee and retiree health benefits claims administration services for its self-insured group health plan benefits programs; and

WHEREAS, the Township annually evaluates the service provided and fees charged and concluded, based on the recommendations of the Township's Assistant Administrator and insurance consultants to continue the services being provided by Qualcare, Inc. in 2017; and

WHEREAS, authorization for the award of this contract does not require public bidding pursuant to N.J.S.A.40A:11-5(1)(m) as an insurance-related contract subject only to certification of availability of funds by the Chief Financial Officer.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Middletown that the Mayor and Township Clerk are hereby authorized and directed to execute a contract with Qualcare, Inc. to provide health benefits claims administration services for the Township's self insured health benefits programs for employees and retirees at the rates set forth in the contract attached hereto and made part hereof.

BE IT FURTHER RESOLVED that notice of this contract award shall be published by the Township Clerk in the Township's official newspaper and a complete copy of the contract be maintained by the Clerk.

RESOLUTION NO. 17-59

**TOWNSHIP OF MIDDLETOWN
COUNTY OF MONMOUTH**

**RESOLUTION AWARDING PROFESSIONAL INSURANCE-RELATED
SERVICES CONTRACT FOR THIRD PARTY ADMINISTRATION OF
WORKERS COMPENSATION, AUTOMOBILE AND GENERAL
LIABILITY CLAIMS**

WHEREAS, the Township requires the services of a third party administrator to assist in the processing of the Township's various self-insured claims for worker's compensation, automobile and general liability; and

WHEREAS, while the Local Public Contracts Law (N.J.S.A. 40A:11-5(m)) does not require competitive bidding for this position as an insurance related contract, it was nevertheless advertised pursuant to the Fair and Open Process (N.J.S.A. 19:44A-20.5) with one bid having been received and considered for the position; and

WHEREAS, at the request of the Township, PMA has submitted a proposal to continue to provide such services and has agreed to provide such insurance-related services for a flat fee of \$44,800 for the year.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Middletown in the County of Monmouth, State of New Jersey that PMA Management Corp., 330 Fellowship Road, Suite 200, Mount Laurel, New Jersey 08054 is hereby awarded a professional services contract to serve as the Township's third party administrator for the processing of self-insured workers compensation, automobile and general liability claims for 2017 for a flat rate of \$44,800 for the year.

BE IT FURTHER RESOLVED that the Mayor and the Clerk are hereby authorized and directed to execute an Agreement for the provision of such professional services, a copy of which shall be maintained by the Clerk and advertised in the Township's official newspaper pursuant to law.

RESOLUTION NO. 17-60

**TOWNSHIP OF MIDDLETOWN
COUNTY OF MONMOUTH**

**RESOLUTION AWARDING CONTRACT FOR
INSURANCE COVERAGE FOR ACCIDENT &
SICKNESS COVERAGE FOR FIRE DEPARTMENT &
FIRST AIDE SQUAD MEMBERS**

WHEREAS, the Township requires accident and sickness insurance coverage for Fire Department and First Aid members and, after a review of available policies, rates and carriers, a recommendation has been made by the Township insurance consultant and Township Administrator to bind and obtain a policy with National Union Fire Insurance Company; and

WHEREAS, the Township and its Fire Department and First Aid members require insurance coverage related to on duty accident and sickness claims and liabilities that might arise related to the Fire and First Aid Squads; and

WHEREAS, authorization for the award of this contract as an extraordinary unspecifiable service does not require public bidding pursuant to N.J.S.A. 40A:11-5(1)(m) as an insurance-related contract subject only to certification of availability of funds by the Chief Financial Officer.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Middletown that the Clerk, Mayor or Township Administrator are hereby authorized and directed to contract for accident and sickness insurance coverage for Fire Department and First Aid Squad members from National Union Fire Insurance Company for 2017 for an estimated contract cost not to exceed \$26,618.

BE IT FURTHER RESOLVED that notice of this contract award shall be published by the Township Clerk in the Township's official newspaper and a complete copy of the contract be maintained by the Clerk.

RESOLUTION 17-

**TOWNSHIP OF MIDDLETOWN
COUNTY OF MONMOUTH**

**RESOLUTION AUTHORIZING MAYOR TO EXECUTE
CANCELLATIONS OF MUNICIPAL TAX SALE CERTIFICATES**

WHEREAS, pursuant to N.J.S.A. 54:5-55 and 54:5-58, the governing body or other officer of the municipality may act to authorize the cancellation of municipal tax sale certificates; and

WHEREAS, the Township of Middletown's Tax Collector has recommended that a resolution be adopted clarifying the Township's policy that the governing body authorizes the Mayor to execute cancellations of municipal tax sale certificates.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Middletown in the County of Monmouth, State of New Jersey that, as directed by the Township's Tax Collector, the Mayor and Township Clerk are hereby authorized to execute tax sale certificates for cancellation upon redemption without the necessity of the governing body passing a resolution for each individual certificate.

RESOLUTION 17-

**RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
MIDDLETOWN AUTHORIZING AN ACCELERATED TAX SALE**

WHEREAS, NJSA 54:5-19 permits a municipality to sell liens on delinquent municipal charges prior to the close of the Calendar Year 2017 and

WHEREAS, the Township of Middletown has realized an exceptional tax collection rate through this process, and

WHEREAS, the Township of Middletown CY 2017 Budget has anticipated continuing an Accelerated Tax Sale;

NOW, THEREFORE, BE IT RESOLVED, that the Tax Collector of the Township of Middletown is hereby authorized to conduct an Accelerated Tax Sale for the Calendar Year 2017.

BE IT FURTHER RESOLVED, that the Township Clerk is directed to file two certified copies of this resolution with the Director of Local Government Services.

Judith Vassallo
Tax Collector

Colleen Lapp
Chief Financial Officer

Anthony Mercantante
Township Administrator

Brian Nelson
Township Attorney
Certified as to Form

RESOLUTION 17-

SETTING GRACE PERIOD AND INTEREST RATES FOR TAXES FOR CALENDAR YEAR 2017

WHEREAS, N.J.S.A. 54:4-67 permits the Governing Body to fix the rate of interest to be charged for nonpayment of taxes or assessments subject to any abatement or discount for late payment of taxes or assessments as provided by law; and

WHEREAS, any unpaid taxes and municipal charges constitute an unfair burden on those taxpayers who pay their taxes and municipal charges in a timely manner and delinquent taxpayers should be required to carry their share of the tax burden; and

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Township of Middletown, County of Monmouth, State of New Jersey, that the property taxes shall be due and payable quarterly on February 1st, May 1st, August 1st and November 1st for the year 2017, with a ten day grace period, after which dates, if unpaid, shall become delinquent, with interest charges as set for below and reverting back to the due date on any quarterly installment of taxes. The Tax Collector is hereby authorized and directed to charge, subject to any abatement or discount for the late payment of taxes as provided by law:

1. Eight percent (8%) per annum on the first \$1,500.00 of taxes delinquent after due date; and
2. Eighteen percent (18%) per annum on any amount in excess of \$1,500.00 of taxes delinquent after due date; and
3. Any 2017 municipal charges remaining unpaid on the 11th day of the 11th month of the fiscal year will be subject to Tax Sale.
4. If the delinquency is in excess of \$10,000.00 and remains in arrears beyond December 31, an additional penalty of 6% shall be charged against the delinquency.

RESOLUTION NO. 17-64

**TOWNSHIP OF MIDDLETOWN
COUNTY OF MONMOUTH**

**RESOLUTION AUTHORIZING CONTRACT FOR
SOLID WASTE RECYCLING CONSULTANT SERVICES**

WHEREAS, the Township's Recycling Coordinator recently retired and the Township has been considering its options regarding how to administer the duties of the position in the most efficient manner while enhancing the revenues that can be generated from the sale and marketing of the recyclable materials collected under various contractual arrangements while also increasing public awareness and participation in the Township's recycling programs; and

WHEREAS, the Mandatory Source Separation and Recycling Act, P.L. 1987, c. 102, has established a Recycling Fund from which Tonnage Grants may be made to municipalities in order to encourage local source separation and recycling programs that can be maximized through better data collection, analysis and submissions; and

WHEREAS, the Township also requires assistance in the administration of its Class C composting facility to ensure compliance with NJDEP regulations; and

WHEREAS, the Township requires professional assistance with respect to the periodic preparation of bid specifications for various recycling collection and marketing contracts; and

WHEREAS, the Township sought proposals from various professionals and has found DeFeo Associates to be eminently qualified to perform all of the recycling consultant services required by the Township.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Middletown in the County of Monmouth, State of New Jersey that the Mayor is hereby authorized and directed to execute the attached contract for Professional Solid Waste and Recycling Consulting Services with DeFeo Associates, 15 Washington Valley Road, Warren, New Jersey 07059 in an amount not to exceed \$50,000 subject to the certification of availability of funds being provided by the Township's Chief Financial Officer.

MIDDLETOWN TOWNSHIP COMMITTEE

Committee Member	Approved	Opposed	Abstain	Absent
A. Fiore				
S. Massell				
S. Murray				
G. Scharfenberger				
K. Settembrino				

CERTIFICATION

I, Heidi R. Brunt, Township Clerk of the Township of Middletown, hereby certify the foregoing to be a true copy of a resolution adopted by the Middletown Township Committee at their meeting held January 1, 2017.

WITNESS, my hand and the seal of the Township of Middletown this 1st day of January, 2017.

HEIDI R. BRUNT, TOWNSHIP CLERK

RESOLUTION NO. 17-65

**TOWNSHIP OF MIDDLETOWN
COUNTY OF MONMOUTH**

**RESOLUTION APPOINTING QUALIFIED LIST
OF ALTERNATE MUNICIPAL PROSECUTORS**

WHEREAS, pursuant to N.J.S.A. 2B:25-4 and § 4-33 of the Code of the Township of Middletown there exists a need to appoint a qualified attorney as Municipal Prosecutor for the Township; and

WHEREAS, pursuant to Local Finance Notice 2005-32, such salaried appointed positions are not subject to the Fair and Open Process; and

WHEREAS, the Municipal Prosecutor has made recommendations regarding Alternate Municipal Prosecutors who may be called upon in matters where there may be a potential conflict presented, or due to the Municipal Prosecutor's unavailability.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Middletown in the County of Monmouth, State of New Jersey that the following Alternate Municipal Prosecutors are hereby appointed to be utilized as needed for 2017 to be compensated pursuant to the Township's applicable salary ordinance:

James N. Butler, Esq.
James D. Carton IV, Esq.
Paul Granick, Esq.
Patrick D. Healy, Esq.
Sean Kean, Esq.
Pasquale Menna, Esq.
Brian Wilton, Esq.

BE IT FURTHER RESOLVED that notice of these appointments shall be published by the Township Clerk in the Township's official newspaper.

RESOLUTION NO. 17-

**RESOLUTION TO RESCIND RES 16-283 AND REPLACE WITH RESOLUTION TO
CANCEL CAPITAL APPROPRIATION BALANCE OF PROJECT LISTED BELOW**

WHEREAS, a General Capital Improvement appropriation balance remained dedicated for a project now completed; and

WHEREAS, it is necessary to formally cancel said unexpended debt authorization; and

WHEREAS, it is necessary to formally cancel said balances so that the unexpended balances may be returned to each respective Capital Improvement Fund or credited to Surplus, if appropriate, and unused debt authorizations may be canceled; and

WHEREAS, a prior resolution #16-283 inadvertently overstated the amount to be canceled, we must rescind that cancellation retroactively back to December 19, 2016 and replace with the below as of same date;

NOW THEREFORE BE IT RESOLVED, By the Township Committee of the Township of Middletown, of the County of Monmouth, that resolution #16-283 be rescinded retroactively back to December 19, 2016 and that the following unexpended and dedicated balance of General Capital Appropriation be canceled as of same date:

Ordinance Number	Date Authorized	Project Description	Amount Cancelled	
			Funded	Unfunded
2016-3171	06/20/2016	Refunding Bond Ordinance		\$495,000.00

BE IT FURTHER RESOLVED, that the Township Clerk forward two copies of this resolution to the Director of Local Government Services.

Committee Member	Approved	Opposed	Abstain	Absent
Mayor Scharfenberger				
A. Fiore				
S. Massell				
S. Murray				
K. Settembrino				

CERTIFICATION

I, Heidi R. Brunt, Township Clerk of the Township of Middletown, hereby certify the foregoing to be a true copy of a resolution adopted by the Middletown Township Committee at their meeting held January 1, 2017.

WITNESS, my hand and the seal of the Township of Middletown this 1st day of January 1, 2017.

HEIDI R. BRUNT
TOWNSHIP CLERK